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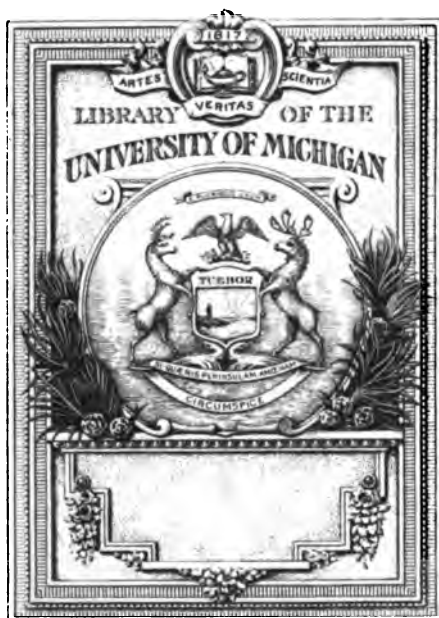
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JOURNAL  
OF THE  
HOUSE OF REPRESENTATIVES  
OF THE  
STATE OF MICHIGAN.

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1885.

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Printed by Virtue of an Act of the Legislature, under the direction and Supervision of  
**DANIEL L. CROSSMAN,**  
Clerk of the House of Representatives.

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IN TWO VOLUMES.

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VOL. II.

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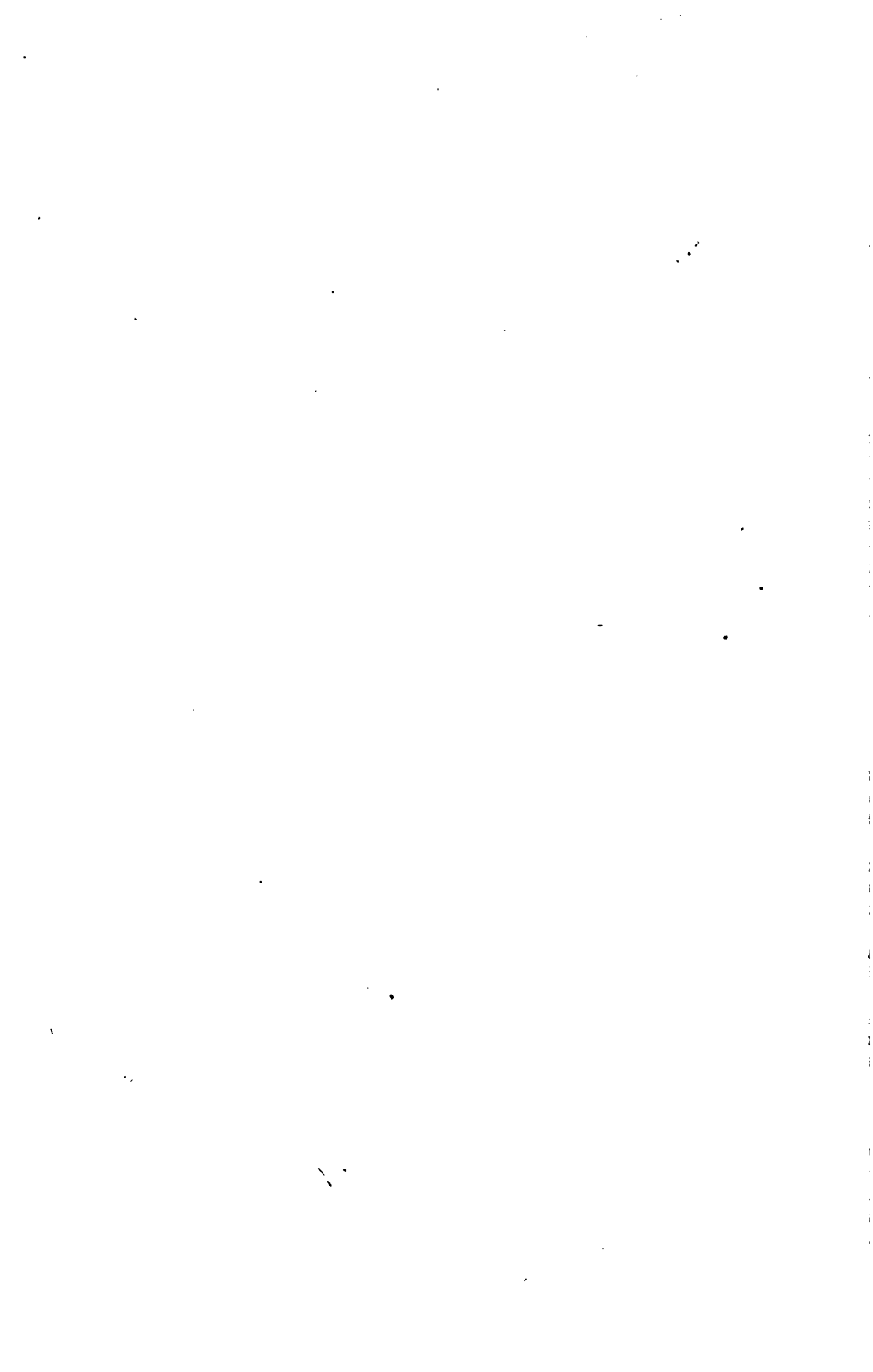


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BY AUTHORITY.

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LANSING, MICH.:  
W. S. GEORGE & CO., STATE PRINTERS & BINDERS,  
1885.



3. House bill No. 567 (File No. 173), entitled

A bill to amend section 6 of act No. 259 of Session Laws of 1881, being section 2275 of Howell's Annotated Statutes of the State of Michigan, entitled "An act to regulate the sale of spirituous, malt, brewed, fermented, and vinous liquors, to prohibit the sale of such liquors to minors, to intoxicated persons, and to persons in the habit of getting intoxicated; to provide a remedy against persons selling liquors to husbands or children in certain cases, and to repeal all acts or parts of acts inconsistent herewith, and all acts amendatory thereto;"

But not having gone through therewith, have directed their chairman to report that fact to the House and ask leave to sit again.

E. B. HAYES, *Chairman*.

Report accepted and committee discharged.

The first named joint resolution was placed on the order of third reading.

On motion of Mr. Dunbar,

The House concurred in the amendments made to the second named bill by the committee, and it was placed on the order of third reading.

On motion of Mr. Crozer,

Leave was granted the committee to sit again in consideration of the third named bill.

On motion of Mr. Carlton,

The House took a recess until 2 o'clock, P. M.

#### AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: a quorum present.

The Speaker announced the following:

*Gentlemen of the House of Representatives:*

I appoint the following named members of the House on the joint committee provided for by Senate joint resolution No. 5 (File No. 16): Messrs. Northwood, Howell, and Ford.

NEWCOMB CLARK, *Speaker*.

Mr. Brandon, by unanimous consent, moved to take from the table

House bill No. 462 (File No. 275), entitled

A bill to amend section 1756, of Howell's Annotated Statutes, being section 1817 of the compiled laws of 1877.

Which motion prevailed.

The question being on the passage of the bill,

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

YEAS.

Mr. Bardwell,	Mr. Dakin,	Mr. Kelly,	Mr. Richardson,
Barry,	Davis,	Kirkpatrick,	Rumsey,
Bates,	Diekema,	Lincoln,	Sellers,
Beecher,	Divine,	Long,	Shorts,
Boynton,	Dodge,	Manwaring,	Snyder,



Mr. Brandon,	Mr. Egan,	Mr. Markey,	Mr. Stark,	
Campbell,	Eldred,	Mason,	Town,	
Cannon,	Engleman,	McClelend,	Ulrich,	
Case, A. T.,	Ford,	McOormick,	Voorhees,	
Case, J. A.,	Gardner,	McKie,	Walthew,	
Chapman,	Hammond,	McNabb,	Watson,	
Collins,	Hampton,	North,	Wiggins,	
Conrad,	Harper,	Northwood,	Wood,	
Coomer,	Houk,	Oviatt,	Woodruff,	
Cossitt,	Howell,	Parkhurst,	Wright,	
Cross,	Johnson,	Post,	Speaker,	
Crozer,	Jones,			66

## NAYS.

Mr. Adams,	Mr. Dunbar,	Mr. Makelim,	Mr. Webber,	
Carlton,	Hankerd,	Malcolm,	Weiss,	
Case, O. N.,	Holman,	Powers,	Williams,	12

The question being on agreeing to the title,

Mr. Collins moved to amend the title so as to read as follows:

To amend section two, chapter fifty, of the compiled laws of 1871, being compiler's section 1817, relative to "the support of poor persons by the public," the same being section 1756 of Howell's Annotated Statutes;

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Collins,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The hour having arrived for the

## SPECIAL ORDER

On motion of Mr. Walthew,

The House went into committee of the whole on the special order,

Whereupon the Speaker called Mr. Gardner to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have also had under consideration the following entitled bill:

House bill No. 4 (File No. 305), entitled

A bill to preserve the purity of elections and guard against abuses of the elective franchise;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

AMOS GARDNER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Markey,

The House concurred in the amendments made to the bill by the committee, and it was placed on the order of third reading.

## GENERAL ORDER.

On motion of Mr. Bates,

The House went into committee of the whole on the general order;

Whereupon the Speaker called Mr. Hayes to the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following entitled bill:

1. House bill No. 567 (File No. 173), entitled,

A bill to amend section 6 of act No. 259 of the session laws of 1881, being section 2275 of Howell's Annotated Statutes of the State of Michigan, entitled "An act to regulate the sale of spirituous, malt, brewed, fermented, and vinous liquors, to prohibit the sale of such liquors to minors, to intoxicated persons, and to persons in the habit of getting intoxicated, to provide a remedy against persons selling liquors to husbands or children in certain cases, and to repeal all acts or parts of acts inconsistent herewith," and all acts amendatory thereto;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bill:

House bill No. 662 (File No. 242), entitled

A bill to exclude any principal, superintendent, professor, or president of any high school, graded school, academy, college, or university from being eligible to the office of county school examiner;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

E. B. HAYES, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Voorhees,

The House concurred in the amendments made to the first named bill by the committee, and it was placed on the order of third reading.

The second named bill was placed on the order of third reading.

On motion of Mr. Gibbs,

Leave of absence was granted to the Speaker until Monday next.

On motion of Mr. Watson,

Leave of absence was granted to himself until Wednesday.

On motion of Mr. Bates,

The House adjourned.

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*Lansing, Wednesday, April 22, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker *pro tem.*

Prayer by the Rev. Mr. Thompson.

Roll called: quorum present.

Absent without leave: Messrs. Beekman, Blacker, Gleason, Markey, and Wellman.

On motion of Mr. Ford,  
Leave of absence was granted to Mr. Blacker indefinitely.  
On motion of Mr. Voorhees,  
Leave of absence was granted to Mr. Gleason indefinitely, on account of sickness.  
On motion of Mr. Town,  
Leave of absence was granted to Mr. Markey until Friday.  
On motion of Mr. Powers,  
Leave of absence was granted to Mr. Wellman for the day.  
On motion of Mr. A. T. Case,  
Leave of absence was granted to Mr. Beekman for the day.  
On motion of Mr. Bates,  
Leave of absence was granted to Mr. McCormick until Saturday.

#### PRESENTATION OF PETITIONS.

No. 882. By Mr. Wright: Petition of McEwan and 113 others of Bay City, in favor of the bill to regulate the practice of pharmacy;  
Referred to committee on public health.  
No. 883. By Mr. Wright: Petition of M. F. Newkirk and 112 others of Bay City, in favor of the pharmacy bill;  
Referred to committee on public health.  
No. 884. By Mr. Wright: Petition of Charles W. Lead and 55 others of Bay City, in favor of the pharmacy bill;  
Referred to committee on public health.  
No. 885. By Mr. Hampton: Petition of 30 residents of Burt, Cheboygan county, for the passage of Hampton anti-monopoly insurance bill;  
Referred to committee on insurance.  
No. 886. By Mr. Shorts: Petition of many citizens of Michigan praying for the passage of House bill No. 270, relative to licensing engineers and inspections of steam boilers;  
Referred to committee on manufacturing.  
No. 887. By Mr. Chapman: Petition of J. C. Bradley and 77 others, asking for the passage of the Sellers bounty bill;  
Referred to committee on military affairs.  
No. 888. By Mr. Conrad: Petition of J. P. Bertram and 42 others, asking for the passage of the pharmacy bill;  
Referred to committee on public health.  
No. 889. By Mr. Webber: Petition of L. J. Barnard, William Reed, D. J. Grun, and 78 others, asking for the passage of the pharmacy bill;  
Referred to committee on public health.

#### REPORTS OF STANDING COMMITTEES.

By the committee on municipal corporations:  
The committee on municipal corporations, to whom was referred House bill No. 635 (File No. 161), entitled  
A bill to revise and amend the charter of the city of Niles,  
Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

CALVIN K. BRANDON, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Voorhees,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

Senate bill No. 276 (File No. 83), entitled

A bill to amend section 1 of act No. 352 of the session laws of 1879, approved April 19, 1879, entitled "An act to incorporate the village of Vassar, in the county of Tuscola,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

CALVIN K. BRANDON, *Acting Chairman.*

Report accepted and committee discharged.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

Senate bill No. 78 (File No. 160), entitled

A bill making appropriations for the current expenses of the State Normal School for the years 1885 and 1886,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman.*

Report accepted and committee discharged.

Mr. Brown moved that the bill be ordered printed, referred to the committee of the whole, and placed on the general order.

Pending which,

On motion of Mr. Chapman,

The bill was laid on the table.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 160, entitled

A bill making appropriations for the current expenses of the State Normal School for the years 1885 and 1886,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the joint committees on ways and means and normal school:

The joint committees on ways and means and normal school, to whom was referred



House bill No. 327, entitled

A bill making an appropriation for an addition to the State Normal School and for rebuilding walks,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY,

*Chairman Committee on Ways and Means.*

CHAS. BROWN,

*Chairman Committee on Normal School.*

Report accepted and committee discharged.

On motion of Mr. Howell,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Rumsey, by unanimous consent, moved to take from the table,

House bill No. 466, entitled

A bill to regulate annual and general elections;

Which motion prevailed.

On motion of Mr. Rumsey,

The bill was referred to the committee on State affairs.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was referred

Senate bill No. 208 (File No. 179), entitled

A bill to provide for the publication of statistics of divorce within this State,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH DIVINE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE SENATE.

The Speaker *pro tem.* announced the following:

SENATE CHAMBER, }  
Lansing, April 21, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 147 (File No. 52), entitled

A bill to amend sections 2, 8, and 12 of an act entitled "An act to regulate the catching of fish in certain waters of this State," being act No. 188 of the session laws of 1875, approved May 1, 1875,

And to inform the House that the Senate has amended the same as follows:

By amending recited section 2 so as to read as follows:

SEC. 2. No person shall use any pound, trap, stake, gill, or set-net, or like device of any kind for taking fish in any waters of this State connecting Lakes Huron and Erie, nor fish with any seine or sweep-net beneath the ice which may have formed or frozen upon the surface of said water, between a radius of two miles from the outlet of Lake Huron and the mouth of the Detroit river:

*Provided*, It may be lawful to take fish with pound-nets in that portion of Lake St. Clair between a line drawn across said lake easterly, two miles northerly of Windmill Point light-house, and a line drawn easterly across said lake from the mouth of Milk river, as laid down on the chart of Lake St. Clair made by the United States Engineer Corps on the survey of the northern and north-western lakes ;

In the passage of which as thus amended the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

Mr. Brant moved to suspend the rule requiring amendments made to bills by the Senate to be laid over one day ;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Brant,

The House concurred, a majority of all the members elect voting therefor by yeas and nays, as follows :

#### YEAS.

Mr. Adams,	Mr. Cross,	Mr. Hayes,	Mr. Northwood,
Bardwell,	Crozer,	Holman,	Oviatt,
Barry,	Dakin,	Houk,	Parkhurst,
Bates,	Davis,	Howell,	Potter,
Beecher,	Dickson,	Jones,	Powers,
Bentley,	Diekema,	Kelly,	Richardson,
Black,	Dunbar,	Kirkpatrick,	Rumsey,
Boynnton,	Egan,	Lincoln,	Shorts,
Brandon,	Eldred,	Long,	Swift,
Brant,	Engleman,	Makelim,	Town,
Brown,	Ford,	Malcolm,	Ulrich,
Campbell,	Gardner,	Manwaring,	Walthew,
Cannon,	Gibbs,	Mason,	Weiss,
Case, A. T.,	Hammond,	McClelland,	Wiggins,
Case, O. N.,	Hampton,	McKie,	Woodruff,
Chapman,	Hankerd,	McNabb,	Wright,
Collins,	Harper,	North,	Speaker,
Coomer,			<i>pro tem.</i> 69

#### NAYS.

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The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker *pro tem.* also announced the following :

SENATE CHAMBER, }  
*Lansing, April 21, 1885.* }

*To the Speaker of the House of Representatives :*

SIR—I am instructed by the Senate to transmit the following bill :

Senate bill No. 334 (File No. 196), entitled

A bill making an appropriation of State swamp land to aid the counties of Shiawassee and Clinton to remove bars and other obstructions to the free flow

of water in the Lookingglass river, and to repeal act No. 239 of the session laws of 1881, entitled "An act to authorize the board of control of State swamp lands to make an appropriation of State swamp land to aid in the removal of bars and other obstructions to the free flow of water in the Lookingglass river, in the counties of Clinton and Shiawassee," approved June 8, 1881;

Which has passed the Senate by a majority vote of two-thirds of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was read a first and second time by its title and referred to the committee on public lands.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, April 21, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:}

House bill No. 100 (File No. 50), entitled

A bill to establish a State Board of Fish Commissioners and to repeal act No. 124, session laws of 1873, act No. 71, session laws of 1875, and act No. 3, session laws of 1882,

And to inform the House that the Senate has amended the same as follows:

By inserting in line 5 of section 4, after the word "treasurer" the words "out of the appropriations made therefor;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the bill to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Laid over one day under the rules.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, April 21, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 226 (File No. 118), entitled

A bill to amend section 3 of an act entitled "An act to protect fish and preserve the fisheries of this State," approved March 21, 1865, designated as section 2165, chapter 63, of the general statutes in force,

And to inform the House that the Senate has amended the same as follows:

By amending recited section 3 so as to read as follows:

SEC. 3. The meshes of the parts of pound or trap nets, commonly called the lead, the funnel, and the heart, shall not be less than five inches in extension, as manufactured; and the meshes of the parts of said nets commonly called the pot-crib or pocket (being that part in which the fish are finally captured), shall not be less than three and one-half inches in extension, as manufactured. No pound, trap, or other fixed or set net of whatever name or description shall be used in any waters of this State, the meshes of which are less in size than permitted by this section, under penalty and on pain of forfeiture of any such

nets, or fine not exceeding three hundred dollars for each offense, or both, at the discretion of the court: *Provided*, That during the years 1885 and 1886 all pound or trap nets purchased and owned prior to July 1, 1885, may be used if the meshes of the crib or pocket, as above described, are not less than three and one-half inches in extension, as manufactured. Pound nets shall be set so that the bars forming the meshes shall be in straight lines and running at an angle of forty-five degrees to the horizon: *And provided*, That the provisions of this act shall not affect the twine now in use: *And provided*, That pound nets, with pots, cribs, or pockets of not less than two and one-half inch mesh in extension, as manufactured, may be used for taking perch, herring, and pickerel in the waters of this State; but this exception shall not be construed to permit the capture of other fish in any such nets: *And provided further*, That the provisions of this act shall not apply to the inland lakes and rivers of this State, but this exemption of the inland rivers shall not be construed to exempt the rivers connecting the great lakes;

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

Laid over one day under the rules.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER, }  
*Lansing, April 21, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following concurrent resolution:

*Resolved by the Senate* (the House concurring), That the Secretary of State be and he is hereby authorized and directed to supply the Secretary of the Senate and the Clerk of the House, upon their order, a sufficient number of the copies of the Legislative Manual for 1885 to supply one copy each to all clerks of committees, janitors, messengers, and other employés who have not already been supplied;

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The question being on concurring in the adoption of the resolution,

On motion of Mr. Crozer,

The House concurred.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER, }  
*Lansing, April 21, 1885.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following joint resolution:

Senate joint resolution No. 21 (File No. 10) entitled

Joint resolution proposing an amendment to section 28 of the schedule of the constitution of this State relative to the Governor's appointments;



Which has passed the Senate by a vote of two-thirds of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The joint resolution was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER, }  
Lansing, April 21, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

House bill No. 265 (File No. 235), entitled

A bill to attach certain territory to graded school district No. 1, of L'Anse township, Baraga county, Michigan.

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

#### THIRD READING OF BILLS.

House bill No. 616 (File No. 273), entitled

A bill to amend section 5 of act No. 198 of the Session Laws of 1877, entitled "An act to provide for a tax upon dogs and to create a fund for the payment of certain damages for sheep killed or wounded by them in certain cases," approved May 23, 1877, as amended by act No. 283 of the Session Laws of 1881, approved June 11, 1881, being compiler's section No. 2127 of Howell's Annotated Statutes,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Adams moved to amend the bill by inserting in lines 8 and 20, recited section 5, after the word "justice," and in line 12 after the words "justice of the peace," the words "or highway commissioner;"

Which motion prevailed, two-thirds of all the members present voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Dakin,	Mr. Lincoln,	Mr. Rumsey,
Baker,	Davis,	Long,	Shorts,
Bardwell,	Dickson,	Makelim,	Snyder,
Bates,	Diekema,	Malcolm,	Stark,
Bentley,	Divine,	Manwaring,	Sutton,
Boynton,	Dunbar,	Mason,	Swift,
Brandon,	Ford,	McClelend,	Town,

Mr. Campbell,	Mr. Gardner,	Mr. McKie,	Mr. Ulrich,
Cannon,	Gibbs,	McNabb,	Voorhees,
Carlton,	Hammond,	North,	Walthew,
Case, A. T.,	Hankerd,	Northwood,	Weiss,
Case, J. A.,	Harper,	Oviatt,	Wiggins,
Chapman,	Hayes,	Parkhurst,	Williams,
Collins,	Houk,	Post,	Wood,
Conrad,	Howell,	Potter,	Woodruff,
Cossitt,	Johnson,	Powers,	Speaker
Crozer,	Kelly,		<i>pro tem.</i> , 66

## NAYS.

Mr. Cross,	Mr. Eldred,	Mr. Wright,	3
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Title agreed to.

Senate joint resolution No. 19 (File No. 13), entitled

Joint resolution relating to the semi-centennial celebration of the admission of the State of Michigan into the Union,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Coomer,	Mr. Gibbs,	Mr. Post,
Bardwell,	Cossitt,	Hayes,	Potter,
Beecher,	Cross,	Howell,	Rumsey,
Boynton,	Crozer,	Jones,	Snyder,
Brown,	Dickson,	Kirkpatrick,	Town,
Cannon,	Diekema,	Mason,	Wood,
Case, A. T.,	Eldred,	McKie,	Woodruff,
Case, J. A.,	Ford,	McNabb,	Speaker
Case, O. N.,	Gardner,	Parkhurst,	<i>pro tem.</i> , 36
Collins,			

## NAYS.

Mr. Baker,	Mr. Hammond,	Mr. Makelim,	Mr. Sutton,
Bates,	Hankerd,	Malcolm,	Swift,
Campbell,	Harper,	Manwaring,	Ulrich,
Carlton,	Holman,	North,	Voorhees,
Chapman,	Houk,	Northwood,	Walthew,
Conrad,	Johnson,	Oviatt,	Weiss,
Dakin,	Kelly,	Powers,	Wiggins,
Divine,	Lincoln,	Shorts,	Williams,
Dunbar,	Long,	Stark,	Wright, 36

Mr. Hankerd moved to reconsider the vote by which the House refused to pass the joint resolution;

Which motion prevailed,

The question being on the passage of the joint resolution,

Mr. Bates moved that the further consideration of the joint resolution be indefinitely postponed;

Pending which,

On motion of Mr. McNabb,

The joint resolution was laid on the table.

House bill No. 4 (File No. 305), entitled

A bill to preserve the purity of elections and guard against abuses of the elective franchise,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Walthew moved to lay the bill on the table;

Which motion did not prevail.

Mr. Barry moved to amend the bill by striking out all of section 20;

Pending which,

Mr. Hampton moved that the bill be recommitted to the committee of the whole;

Which motion did not prevail.

The motion to amend the bill by striking out section 20 did not then prevail.

Mr. Hampton moved to amend the bill by adding the following proviso to section 19:

*Provided*, That any candidate whose name is printed upon the ballots shall be permitted to remain in the room, or may authorize in writing one person in each election district to remain in the room to see that the provisions of this act are complied with, and said candidate or his duly authorized representative shall be permitted to remain in the room so long as he does not attempt to interfere with the provisions of this act, and no longer;

Which was not agreed to.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baker,	Mr. Dakin,	Mr. McClelland,	Mr. Sutton,
Barry,	Egan,	McNabb,	Voorhees,
Boynton,	Hampton,	Parkhurst,	Walthew,
Conrad,	Lincoln,	Post,	Williams,
Coomer,	Long,	Shorts,	Speaker
Cossitt,	Mason,	Stark,	<i>pro tem.</i> , 23

#### NAYS.

Mr. Adams,	Mr. Cross,	Mr. Harper,	Mr. McKie,
Bates,	Crozer,	Hayes,	Oviatt,
Black,	Dickson,	Holman,	Powers,
Brandon,	Dodge,	Howell,	Rumsey,
Brant,	Dunbar,	Johnson,	Snyder,
Campbell,	Eldred,	Jones,	Swift,
Cannon,	Engleman,	Kelly,	Town,
Carlton,	Ford,	Kirkpatrick,	Webber,
Case, A. T.,	Gardner,	Makelim,	Wood,
Case, O. N.,	Hammond,	Malcolm,	Woodruff,
Collins,	Hankerd,	Manwaring,	Wright, 44

On motion of Mr. Carlton,

The House took a recess until 2 o'clock P. M.

#### AFTERNOON SESSION.

*2 o'clock P. M.*

The House met and was called to order by the Speaker *pro tem.*

Roll called: a quorum present.

The House resumed the

## THIRD READING OF BILLS.

House bill No. 567 (File No. 173), entitled

A bill to amend section 6 of act No. 259 of session laws of 1881, being section 2275 of Howell's Annotated Statutes of the State of Michigan, entitled "An act to regulate the sale of spirituous, malt, brewed, fermented, and vinous liquors, to prohibit the sale of such liquors to minors, to intoxicated persons, and to persons in the habit of getting intoxicated; to provide a remedy against persons selling liquors to husbands or children in certain cases, and to repeal all acts or parts of acts inconsistent herewith, and all acts amendatory thereto,"

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Crozer moved that the bill be recommitted to the committee of the whole;

Which motion prevailed.

House bill No. 662 (File No. 242), entitled

A bill to exclude any principal, superintendent, professor, or president of any high school, graded school, academy, college, or university from being eligible to the office of county school examiner,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Dunbar,	Mr. Holman,	Mr. Potter,
Baker,	Egan,	Johnson,	Powers,
Carlton,	Gibbs,	Long,	Swift,
Case, A. T.,	Hampton,	Mason,	Town,
Cossitt,	Harper,	Parkhurst,	Williams,
Dakin,	Hayes,	Post,	23

## NAYS.

Mr. Bardwell,	Mr. Chapman,	Mr. Kelly,	Mr. Oviatt,
Bates,	Coomer,	Kirkpatrick,	Richardson,
Beecher,	Dickson,	Lincoln,	Rumsey,
Bentley,	Diekema,	Malcolm,	Stark,
Black,	Gardner,	Manwaring,	Ulrich,
Boynton,	Hammond,	McClelland,	Wiggins,
Brown,	Hankerd,	McKie,	Wood,
Campbell,	Howell,	North,	Wright,
Cannon,	Jones,	Northwood,	Speaker
			<i>pro tem,</i> 36

## MOTIONS AND RESOLUTIONS.

Mr. Hankerd offered the following:

*Resolved*, That for the remaining portion of the session, debate on all subjects, both in the House proper and in committee of the whole, shall be limited to one speech of not exceeding five minutes for each member who desires to speak, except as to the introducer of a resolution, the maker of a motion or the chairman of a committee reporting the same, each of whom shall be entitled to two speeches.

On motion of Mr. Richardson,

The resolution was laid on the table.

Mr. Webber moved to discharge the committee of the whole from the further consideration of

Senate bill No. 221 (File No. 114), entitled

A bill to provide for heating, finishing, and furnishing of the asylum for insane criminals;

Which motion prevailed.

On motion of Mr. Webber,

The bill was re-referred to the committee on the State house of correction.

#### GENERAL ORDER.

On motion of Mr. Oviatt,

The House went into committee of the whole, on the general order.

Whereupon the Speaker called Mr. Jones to the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following entitled joint resolution:

Senate joint resolution No. 18 (File No. 14), entitled

Joint resolution to provide for alphabetically indexing the names of all soldiers from this State in the late war, found upon the records of the Adjutant General's office,

And have directed their chairman to report the same back to the House with the recommendation that it be referred to the committee on military affairs.

The committee of the whole have also had under their consideration the following entitled bills:

2. House bill No. 87 (File No. 108), entitled

A bill to provide for the prevention of the introduction and spread of cholera and other dangerous communicable diseases;

3. Senate bill No. 326 (File No. 92), entitled

A bill supplementary to an act entitled "An act to revise the laws providing for the incorporation of railroad companies and to fix the duties and liabilities of all railroad and other corporations, owning or operating any railroad in this State," approved May 1, 1873;

4. House bill No. 475 (File No. 291), entitled

A bill making an appropriation for frescoing and decorating the walls and corridors of the State Capitol;

5. House bill No. 440 (File No. 283), entitled

A bill to repeal sections 1, 2, 3, 4, 5, 6, 7, 8, 9, and 10 of act No. 192 of the session laws of 1871, approved April 17, and July 18, 1871, and all acts or parts of acts amendatory thereof, and to repeal sections 1 and 2 of act No. 82 of the session laws of 1879, and all acts amendatory thereof, being compiler's sections of Howell's Annotated Statutes No. 9882, 9883, 9884, 9885, 9886, 9887, 9888, 9889, 9890, 9891, 9892, 9893, relative to the State Board of Corrections and Charities;

6. House bill No. 305 (File No. 322), entitled

A bill to amend act No. 227 of the laws of 1883, entitled "An act to revise and amend the charter of the city of Saginaw, and to repeal act No. 496 of the laws of 1867, entitled 'An act to amend an act entitled an act to revise and amend the charter of the city of Saginaw,' approved February 5, 1859," approved March 16, 1883;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill :

7. House bill No. 445 (File No. 176), entitled,

A bill to amend sections 2 and 3 of the session laws of 1883, relative to public health ;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

W. T. JONES, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Oviatt,

The House concurred in the recommendation of the committee relative to the first named joint resolution, and it was referred to the committee on military affairs.

The second, third, fourth, fifth, and sixth named bills were placed on the order of third reading.

The question being on concurring in the action of the committee in striking out all after the enacting clause of the seventh named bill,

Mr. Howell moved that the bill be re-referred to the committee on public health ;

Which motion did not prevail.

On motion of Mr. Cannon,

The House then concurred in the action of the committee in striking out all after the enacting clause of the seventh named bill, and

The title and enacting clause were laid on the table.

By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following :

House bill No. 265 (File No. 235), entitled

A bill to attach certain territory to graded school district number one of L'Anse township, Baraga county, Michigan ;

Also,

House bill No. 147 (File No. 52), entitled

A bill to amend sections 2, 8, and 12 of an act entitled "An act to regulate the catching of fish in certain waters of this State," being act No. 188 of the session laws of 1875, approved May 1, 1875.

R. J. DICKSON, *Chairman*.

Report accepted.

On motion of Mr. Dakin,

The rules were suspended, two-thirds of all the members present voting therefor, and

House bill No. 305 (File No. 322), entitled

A bill to amend act No. 227 of the laws of 1883, entitled "An act to revise and amend the charter of the city of Saginaw, and to repeal act No. 496 of the laws of 1867 entitled an act to amend an act entitled an act to revise and amend the charter of the city of Saginaw," approved February 5, 1859, approved March 16, 1883,

Was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Adams,	Mr. Dickson,	Mr. Johnson,	Mr. Snyder,
Barry,	Diekema,	Jones,	Stark,
Beecher,	Divine,	Kirkpatrick,	Sutton,
Black,	Dodge,	Lincoln,	Swift,
Boynton,	Dunbar,	Makelim,	Town,
Brown,	Egan,	Malcolm,	Ulrich,
Campbell,	Eldred,	Manwaring,	Walthew,
Cannon,	Gardner,	McNabb,	Webber,
Carlton,	Gibbs,	North,	Wellman,
Case, A. T.,	Hammond,	Northwood,	Wiggins,
Chapman,	Hankerd,	Oviatt,	Williams,
Cossitt,	Harper,	Parkhurst,	Wood,
Cross,	Hayes,	Powers,	Woodruff,
Crozer,	Howell,	Richardson,	Speaker
Dakin,			<i>pro tem.</i> , 57

## NAYS.

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Title agreed to.

On motion of Mr. Dakin,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By unanimous consent the committee on mines and minerals reported as follows:

The committee on mines and minerals, to whom was referred

Senate bill No. 211 (File No. 132), entitled

A bill to establish and regulate a mining school in the Upper Peninsula,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

WM. M. KIRKPATRICK, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on ways and means.

On motion of Mr. Campbell,

The rules were suspended, two-thirds of all the members present voting therefor, and

House bill No. 440 (File No. 283), entitled

A bill to repeal sections 1, 2, 3, 4, 5, 6, 7, 8, 9, and 10 of act No. 192 of the session laws of 1871, approved April 17 and July 18, 1871, and all acts or parts of acts amendatory thereto, and to repeal sections 1 and 2 of act No. 82 of the session laws of 1879 and all acts amendatory thereof, being sections 9882, 9883, 9884, 9885, 9886, 9887, 9888, 9889, 9890, 9891, 9892, and 9893 of Howell's Annotated Statutes of the State of Michigan, relative to the State Board of Corrections and Charities,

Was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Chapman,	Mr. Harper,	Mr. Powers,
Bardwell,	Coomer,	Hayes,	Richardson,
Barry,	Cossitt,	Holman,	Rumsey,

Mr. Bates,	Mr. Crozer,	Mr. Houk,	Mr. Shorts,
Beecher,	Dakin,	Johnson,	Snyder,
Bentley,	Divine,	Jones,	Stark,
Black,	Dodge,	Kirkpatrick,	Sutton,
Boynston,	Dunbar,	Lincoln,	Swift,
Brown,	Egan,	Makelim,	Ulrich,
Campbell,	Eldred,	Malcolm,	Walthew,
Cannon,	Engleman,	Manwaring,	Webber,
Carlton,	Gardner,	Mason,	Wiggins,
Case, A. T.,	Hammond,	Northwood,	Williams,
Case, J. A.,	Hankerd,	Oviatt,	Speaker
Case, O. N.,			<i>pro tem.</i> , 57

## NAYS.

Mr. Cross,	Mr. Howell,	Mr. Parkhurst,	Mr. Wellman,
Dickson,	McKie,	Post,	Wood,
Diekema,	McNabb,	Town,	Woodruff,
Gibbs,	North,		

14

Title agreed to.

On motion of Mr. Dodge,

By a vote of two-thirds of all the members elect, the bill was ordered to take effect July 1, 1885.

By unanimous consent the committee on State house of correction reported as follows:

The committee on State house of correction, to whom was referred

Senate bill No. 221 (File No. 114), entitled

A bill to provide for heating, finishing, and furnishing of the asylum for insane criminals,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

A. J. WEBBER, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Webber,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Webber,

The bill was then referred to the committee on ways and means.

Mr. Bates, by unanimous consent, moved to take from the table

House bill No. 713, entitled

A bill to provide for the collection of certain drain orders issued for the construction of ditches or drains in the townships of Clyde and Ganges, Allegan county, Michigan;

Which motion prevailed,

On motion of Mr. Bates,

The bill was referred to the committee on drainage.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 660, entitled

A bill making appropriation for the support of the State House of Correction at Ionia, and making improvements at that institution,



Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

On motion of Mr. Eldred,

The House adjourned.

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*Lansing, Thursday, April 23, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker *pro tem*.

Prayer by Rev. Mr. Valentine.

Roll called: quorum present.

Absent without leave: Messrs. Bardwell, Beekman, Carlton, Cossitt, Houk, Howell, Jones, Potter, Webber, and Wiggins.

On motion of Mr. Mason,

Leave of absence was granted to Mr. Potter for the day.

On motion of Mr. Mason,

Leave of absence was granted to Mr. Cossitt for the day.

On motion of Mr. Mason,

Leave of absence was granted to Mr. Wiggins for the day.

On motion of Mr. Ulrich,

Leave of absence was granted to Mr. Houk indefinitely, on account of sickness.

On motion of Mr. Beecher,

Leave of absence was granted to Mr. Bardwell for the day.

On motion of Mr. Bates,

Leave of absence was granted to Mr. Howell for the day.

On motion of Mr. Cross,

Leave of absence was granted to himself until Saturday.

On motion of Mr. Williams,

Leave of absence was granted to Mr. Webber for the day.

On motion of Mr. Dunbar,

Leave of absence was granted to Mr. Carlton for the day.

On motion of Mr. Crozer,

Leave of absence was granted to the committee on institutions for the deaf and dumb for the day.

On motion of Mr. A. T. Case,

Leave of absence was granted to Mr. Beekman until Monday.

On motion of Mr. Hankerd,

Leave of absence was granted to himself for Saturday and Monday.

## PRESENTATION OF PETITIONS.

No. 890. By Mr. Egan: Communication of Jno. B. Corliss, relative to boundaries of the city of Detroit.

On demand of Mr. Egan

The communication was read at length, and spread at large on the Journal, as follows:

CITY OF DETROIT, }  
CITY ATTORNEY'S OFFICE, }  
April 22d, 1885. }

*The Hon. Representatives of the Legislature:*

GENTLEMEN,—In compliance with the direction of the board of aldermen of the city of Detroit, I most respectfully submit and solicit your consideration of the resolution adopted by the board of aldermen on the 21st inst.

Very respectfully,

JNO. B. CORLISS,  
*City Attorney.*

By Ald. Moloney:

WHEREAS, The common council has heretofore fully investigated the question of annexation of territory to the city of Detroit, and after full deliberation has recommended to the State Legislature a proper boundary for such annexation, to-wit: Baldwin avenue on the east and Livernois and Artillery avenues on the west;

AND WHEREAS, The committee on cities and villages of the State Senate have reported a bill in favor of a narrow limit on the west, to-wit: Clark avenue;

AND WHEREAS, The people of the city of Detroit, as well as the people living in Springwells, are desirous of securing proper boundaries, including the large manufacturing industries and lands thickly populated lying west of Clark avenue;

AND WHEREAS, It would be more advantageous to the city of Detroit to be defeated in the present attempt to secure annexation, rather than submit to Clark avenue as a boundary line, owing to the fact that all the large manufactories and thickly populated portions of Springwells and unsanitary grounds, including clay-pits, cess-pools, etc., are located west of Clark avenue; therefore

*Resolved*, By the board of aldermen representing the people of the city of Detroit, that we most respectfully protest against the adoption of Clark avenue as a boundary line on the west, and respectfully memorialize the Legislature to extend the limits on the west to Livernois avenue, or at least Grand Junction; also

*Resolved*, That the city attorney be requested to go to Lansing and present these resolutions to the State Senate and House of Representatives respectively and endeavor if possible to secure the adoption of boundary lines in conformity herewith.

Adopted.

Referred to the committee on municipal corporations.

No. 891. By Mr. Chapman: Petition of F. Fowler and 231 others, asking for the passage of a bill relative to soldiers' bounties;

Referred to the committee on military affairs.

No. 892. By Mr. Wellman: Petition of B. J. Karrer, M. H. Higgins, B. C.

Bedell, and 45 others of St. Clair county, soldiers of the late war, asking for the passage of the Sellers bounty bill;

Referred to the committee on military affairs.

No. 893. By Mr. Hampton: Petition of 94 citizens of Advance, Charlevoix county, asking for the passage of the Hampton anti-Board of Insurance bill;

Referred to the committee on insurance.

#### REPORTS OF STANDING COMMITTEES.

By the committee on supplies and expenditures:

The committee on supplies and expenditures, to whom was referred

A bill for supply of Lansing mineral water for 3 days before discontinuance, at \$3 per day.....	\$9 00
From March 16 to 31, inclusive, 13 days, (20 gals. each) @ \$2.....	26 00
From April 1 to 18, inclusive, 13 days (20 gals. each) @ \$2.....	26 00

Total.....	\$61 00
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Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, and recommend that it be allowed and paid, and ask to be discharged from the further consideration of the subject.

H. McCLELEND, *Chairman.*

Report accepted and committee discharged.

The question being on allowing the bill,

The same was allowed and ordered paid.

By the committee on ways and means:

The committee on ways and means, to whom was referred

Senate bill No. 211 (File No. 132), entitled

A bill to establish and regulate a mining school in the Upper Peninsula;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Crozer,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 571, entitled

A bill making an appropriation for the purchase of certain lands adjoining lands now owned by the Michigan State Prison at Jackson,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Rumsey,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 521, entitled

A bill to fix the per diem compensation of members of the State Legislature from the Upper Peninsula for and during the session of 1885,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment and without recommendation, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Chapman,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on fisheries:

The committee on fisheries, to whom was referred

House bill No. 191, entitled

A bill to amend act No. 117, session laws of 1883, entitled "An act to amend section 7 of act No. 302 of session laws of 1877 as amended," relative to the erection and maintenance of shutes for the passage of fish through the dams across the streams of this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. D. ELDRED, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on agriculture:

The committee on agriculture, to whom was referred

Senate bill No. 308 (File No. 156), entitled

A bill to provide for the publication of useful information derived from experiments made in the different departments at the Agricultural College,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

E. B. HAYES, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on public lands:

The committee on public lands, to whom was referred

Senate joint resolution No. 25, entitled

Joint resolution authorizing the Board of State Auditors to adjust the claim of Peter Des Pelder, growing out of the sale of certain State swamp lands,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

C. K. BRANDON, *Chairman*.

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole and placed on the general order.

By the committee on public lands:

The committee on public lands, to whom was referred

House bill No. 693, entitled

A bill to authorize the board of State swamp land commissioners to cause the removal of jams or rafts of floodwood, and deepen the channel where necessary, in and from Newton Creek, in the township of Alpena, in the county of Alpena, and to appropriate three sections of State swamp land to defray the expenses thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

C. K. BRANDON, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public lands:

The committee on public lands, to whom was referred

House bill No. 694, entitled

A bill to authorize and empower the board of control of State swamp lands to make an appropriation of State swamp lands for the construction of the Alpena and Wolf Creek State road,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

C. K. BRANDON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Chapman,

The bill was laid on the table.

By the committee on public lands:

The committee on public lands, to whom was referred

Senate bill No. 334 (File No. 196), entitled

A bill making an appropriation of State swamp lands to aid the counties of Shiawassee and Clinton to remove bars and other obstructions to the free flow of water in the Lookingglass river, and to repeal act No. 239 of the session laws of 1881, entitled "An act to authorize the board of control of State swamp lands to make an appropriation of State swamp land to aid in the removal of bars and other obstructions to the free flow of water in the Lookingglass river, in the counties of Clinton and Shiawassee," approved June 8, 1881,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment,

and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

U. K. BRANDON, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Crozer moved to discharge the committee of the whole from the further consideration of

House bill No. 59 (File No. 14), entitled

A bill to equalize State bounties to volunteers in the late war of the rebellion;

Which motion prevailed.

On motion of Mr. Crozer,

The bill was re-referred to the committee on military affairs.

Mr. Bates moved to reconsider the vote by which the House refused to pass

House bill No. 4 (File No. 305), entitled

A bill to preserve the purity of elections and guard against abuses of the elective franchise,

On motion of Mr. O. N. Case,

The motion to reconsider was laid on the table.

Mr. Watson moved to discharge the committee of the whole from the further consideration of

Senate joint resolution No. 25, entitled

Joint resolution authorizing the Board of State Auditors to adjust the claim of Peter Des Pelder, growing out of the sale of certain State swamp lands;

Which motion did not prevail.

#### MESSAGES FROM THE GOVERNOR.

The Speaker *pro tem.* announced the following:

EXECUTIVE OFFICE, }  
Lansing, April 23, 1885. }

To the House of Representatives:

I have this day approved, signed, and deposited in the office of the Secretary of State,

[House bill No. 147 (File No. 52), being]

A bill to amend sections 2, 8, and 12, of an act entitled "An act to regulate the catching of fish in certain waters of this State," being act No. 188 of the session laws of 1875, approved May 1, 1875;

Also,

[House bill No. 265 (File No. 235), being]

A bill to attach certain territory to graded school district number one of L'Anse township, Baraga county, Michigan,

R. A. ALGER, *Governor*.

The message was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker *pro tem.* announced the following:

SENATE CHAMBER, }  
Lansing, April 22, 1885. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 85 (File No. 137), entitled

A bill to authorize the township of Spalding, in Saginaw county, to borrow money to be used either in purchasing the bridge of the Cass River Bridge Company, heretofore constructed across Cass river, or in the construction of such a bridge, and to issue bonds therefor;

And to inform the House that the Senate has adopted a substitute therefor, entitled

A bill to authorize the township of Spalding, in Saginaw county, to borrow money to be used either in purchasing the bridge of the Cass River Bridge Company, heretofore constructed across Cass river, in raising above high water mark and grading the quarter-line road leading to said bridge, including the approaches thereto, or in the construction of a new bridge, and to issue bonds therefor;

In the passage of which as thus substituted the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The substitute was read a first and second time by its title, and referred to the committee on roads and bridges.

The Speaker *pro tem.* announced the following:

SENATE CHAMBER,  
Lansing, April 22, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following joint resolution:

House joint resolution No. 35 (File No. 17), entitled

Joint resolution for the relief of George P. Baker,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

### THIRD READING OF BILLS.

House bill No. 87 (File No. 108), entitled

A bill to provide for the prevention of the introduction and spread of cholera and other dangerous communicable diseases,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Adams,	Mr. Coomer,	Mr. Kelly,	Mr. Snyder,
Baker,	Cross,	Kirkpatrick,	Stark,
Barry,	Crozer,	Lincoln,	Sutton,
Bentley,	Dakin,	Makelim,	Swift,
Black,	Dickson,	Malcolm,	Town,
Boynton,	Dunbar,	Mason,	Ulrich,
Brandon,	Egan,	McClelend,	Walthew,

Mr. Campbell,	Mr. Eldred,	Mr. McKie,	Mr. Watson,
Cannon,	Gardner,	McNabb,	Weiss,
Case, A. T.,	Gibbs,	North,	Wellman,
Case, J. A.,	Hammond,	Oviatt,	Williams,
Case, O. N.,	Hampton,	Parkhurst,	Woodruff,
Chapman,	Hankerd,	Richardson,	Wright,
Collins,	Harper,	Rumsey,	Speaker
Conrad,	Johnson,	Shorts,	<i>pro tem</i> , 59

## NAYS.

Mr. Holman, Mr. Powers, 2

Senate bill No. 326 (File No. 92), entitled

A bill supplementary to an act entitled, "An act to revise the laws providing for the incorporation of railroad companies and to fix the duties and liabilities of all railroad and other corporations, owning or operating any railroad in this State," approved May 1, 1873,

Was read a third time and passed, a majority of all the members elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Crozer,	Mr. Lincoln,	Mr. Snyder,
Baker,	Dickson,	Makelim,	Stark,
Bates,	Dunbar,	Malcolm,	Sutton,
Bentley,	Egan,	Mason,	Town,
Black,	Eldred,	McClelend,	Ulrich,
Boynton,	Ford,	McNabb,	Walthew,
Brandon,	Gardner,	North,	Watson,
Campbell,	Gibbs,	Oviatt,	Weiss,
Cannon,	Hammond,	Parkhurst,	Wellman,
Case, A. T.,	Hampton,	Post,	Williams,
Case, J. A.,	Hankerd,	Powers,	Wilson,
Chapman,	Harper,	Richardson,	Woodruff,
Conrad,	Johnson,	Rumsey,	Wright,
Coomer,	Kelly,	Shorts,	Speaker
Cross,	Kirkpatrick,		<i>pro tem</i> , 58

## NAYS.

Mr. Swift, 1

Title agreed to.

House bill No. 475 (File No. 291), entitled

A bill making an appropriation for frescoing and decorating the walls and corridors of the State capitol;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Coomer,	Mr. Kelly,	Mr. Shorts,
Baker,	Cross,	Kirkpatrick,	Snyder,
Barry,	Crozer,	Lincoln,	Stark,
Bentley,	Dakin,	Makelim,	Sutton,
Black,	Davis,	Malcolm,	Town,
Brandon,	Dickson,	Mason,	Ulrich,
Brant,	Dodge,	McClelend,	Walthew,



Mr. Campbell,	Mr. Egan,	Mr. McNabb,	Mr. Watson,
Cannon,	Eldred,	North,	Wilson,
Case, J. A.,	Ford,	Parkhurst,	Woodruff,
Case, O. N.,	Hammond,	Post,	Wright,
Collins,	Harper,	Richardson,	Speaker
Conrad,	Johnson,	Rumsey,	<i>pro tem.</i> , 51

## NAYS.

Mr. Bates,	Mr. Gardner,	Mr. Manwaring,	Mr. Swift,
Boynton,	Gibbs,	McKie,	Weiss,
Case, A. T.,	Hampton,	Oviatt,	Wellman,
Chapman,	Hankerd,	Powers,	Williams,
Dunbar,	Holman,		
Title agreed to.			18

## GENERAL ORDER.

On motion of Mr. Chapman,

The House went into committee of the whole on the general order.

Whereupon the Speaker called Mr. Ulrich to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following entitled bill:

1. House bill No. 297 (File No. 190), entitled

A bill to amend section 10 of chapter 81, revised statutes of 1846, as amended by act No. 158, session laws of 1881, approved April 15, 1871, being section 6193, Howell's Annotated Statutes, relative to fraudulent conveyances and contracts relative to goods, chattels, and things in action;

2. House bill No. 624 (File No. 243), entitled

A bill to require vendors of personal property retaining titles thereto, to file a notice thereof in the office of the township or city clerk in which the vendee resides;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

3. House bill No. 356 (File No. 212), entitled

A bill to authorize the county of Bay to buy and maintain a bridge across the Saginaw river;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bill:

4. House bill No. 636 (File No. 307), entitled

A bill to amend section 7545 of Howell's Statutes, being compiler's section 5968 of the compiled laws of 1871, relative to the competency of witnesses and examination of parties in certain cases, as amended by act No. 245 of session laws of 1881;

But not having gone through therewith, have directed their chairmen to report that fact to the House and ask leave to sit again.

M. J. ULRICH, *Chairman*.

Report accepted and committee discharged.

The first two named bills were placed on the order of third reading.

On motion of Mr. Wright,

The House concurred in the amendments made to the third named bill by the committee, and it was placed on the order of third reading.

On motion of Mr. Dunbar,

Leave was granted the committee to sit again for the consideration of the fourth named bill.

On motion of Mr. Brown,

The House took a recess until 2 o'clock P. M.

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#### AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker *pro tem*.

Roll called: quorum present.

#### GENERAL ORDER.

On motion of Mr. Bates,

The House went into committee of the whole on the general order,

Whereupon the Speaker called Mr. Ulrich to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 636 (File No. 307), entitled,

A bill to amend section 7545, of Howell's Statutes, being compiler's section 5968, of the compiled laws of 1871, relative to the competency of witnesses and examination of parties in certain cases, as amended by act No. 245, of the session laws of 1881;

2. House bill No. 303 (File No. 278), entitled

A bill to provide for the incorporation of associations to engage in the business of breeding and raising blooded stock;

3. House bill No. 511 (File No. 259), entitled

A bill to amend section 1 of an act entitled "An act to provide wives with property and maintenance from their husbands' estate, when neglected or deserted by them," approved April 24, 1873, being continuous section 6291, of the general statutes of the State of Michigan enforced, compiled and annotated by Andrew Howell;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

4. House bill No. 623 (File No. 244), entitled

A bill to provide for trials in the circuit courts of this State in progress at the close of a term to be continued until determined;

5. House bill No. 208 (File No. 140), entitled

A bill to amend sections 1, 2, 3, 4, and 5 of chapter 215 of the compiled laws of 1871, relative to certain liens upon real property, and the acts amend-

atory thereof, the same being sections 8377, 8378, 8379, 8380, and 8381 of the general statutes of the State of Michigan as compiled by Andrew Howell;

6. House bill No. 245 (File No. 261), entitled

A bill to amend section 15 of chapter 123 of the revised statutes of 1846, as subsequently amended, being compiler's section 6709 of the compiled laws of 1871, relating to summary proceedings to recover possession of land;

Have made no amendments thereto, and have directed their chairman to report the same back to the House and recommend their passage.

The committee on the whole have also had under consideration the following entitled bill:

7. House bill No. 690 (File No. 329), entitled

A bill to regulate the construction, capacity, and ventilation of school-houses, and the protection of the health of pupils therein;

And have directed their chairman to report the same back to the House with the recommendation that it be referred to the committee on education.

The committee of the whole have also had under consideration the following entitled

8. House bill No. 572 (File No. 180, entitled

A bill to amend section 1 of an act entitled "An act to regulate the size of dry or packing barrels for fruits, roots, and vegetables," being act No. 31 of the session laws of 1869, approved March 8, 1869, as subsequently amended, being section 1573 of the general statutes of the State of Michigan, in force, compiled and annotated by Andrew Howell,

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

M. J. ULRICH, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Dunbar,

The House concurred in the amendments made by the committee to the first, second, and third named bills, and they were placed on the order of third reading.

The fourth, fifth, and sixth named bills were placed on the order of third reading.

On motion of Mr. Gibbs,

The House concurred in the recommendation of the committee relative to the seventh named bill, and it was referred to the committee on education.

On motion of Mr. Conrad,

The House concurred in the action of the committee in striking out all after the enacting clause of the eighth named bill, and

The title and enacting clause were laid on the table.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House joint resolution No. 35 (File No. 17), entitled

A joint resolution for the relief of George P. Baker.

R. J. DICKSON, *Chairman*.

Report accepted.

By unanimous consent the committee on municipal corporations reported as follows:

The committee on municipal corporations, to whom was referred

House bill No. 414, entitled

A bill to provide for the taking of private property for the public use, and

for the opening, extending, widening, and straightening of streets and alleys in the city of Detroit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

C. K. BRANDON, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

On motion of Mr. Coomer,

The House took up

#### MESSAGES FROM THE SENATE.

The Speaker *pro tem.* announced the following:

SENATE CHAMBER,  
Lansing, April 23, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to inform the House that Senators Hueston, Francis, and Austin have been appointed as members, on the part of the Senate, of the joint committee authorized by

Senate joint resolution No. 5 (File No. 16), entitled

Joint resolution declaring the necessity of having one or more soldiers' homes established in this State for the protection of Union soldiers and marines who have become disabled since their discharge from service, and to provide a joint committee to investigate and report as to feasibility of the Dearborn arsenal property, etc.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The message was laid on the table.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, April 23, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 224 (File No. 136), entitled

A bill to amend an act entitled "An act to protect fish and preserve the fisheries of this State," approved March 21, 1865, being act No. 350, session laws of 1865, by adding two new sections, to be designated as section 12 and section 13,

And to inform the House that the Senate has amended the same as follows:

By amending recited section 12 so as to read as follows:

Sec. 12. The meshes of gill nets shall not be less than four and one-fourth inches in extension: *Provided*, That all gill nets purchased and owned by fishermen prior to June 1, 1885, may be used during the years 1885 and 1886. No gill net shall be used in the waters of this State the mesh of which is less than provided in this section, under penalty and on pain of forfeiture of the net, or a fine of one hundred dollars for each offense, or both, at the discretion of the court.

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Laid over one day under the rules.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, April 23, 1885. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following bills:

1. House bill No. 564 (File No. 215), entitled

A bill to amend act No. 302 of the session laws of 1875, entitled "An act to amend an act entitled an act to amend an act entitled an act to revise the charter of the city of Holland, being amendatory of an act entitled an act to incorporate the city of Holland, approved March 25, 1867, approved March 23, 1871, which became a law April 2, 1873," approved April 1, 1877, as amended by act No. 268 of the session laws of 1877, approved March 22, 1877, by adding a new title thereto to stand as title 26, relative to a board of water commissioners;

2. House bill No. 603 (File No. 151), entitled

A bill to incorporate the city of Wyandotte, and to repeal act No. 297 of the session laws of 1867, approved March 5, 1867, and all acts amendatory thereto;

3. House bill No. 305 (File No. 322), entitled

A bill to amend act No. 227 of the laws of 1883, entitled "An act to revise and amend the charter of the city of Saginaw, and to repeal act No. 496 of the laws of 1867, entitled 'An act to amend an act entitled an act to revise and amend the charter of the city of Saginaw,' approved February 5, 1859," approved March 16, 1883;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The three named bills were referred to the committee on engrossment and enrollment for enrollment.

On motion of Mr. O. N. Case,

The House adjourned.

*Lansing, Friday, April 24, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker *pro tem*.

Prayer by the Rev. Dr. Jameson.

Roll called : quorum present.

Absent without leave: Messrs. Bardwell, Howell, Voorhees, and Waltz.

On motion of Mr. Holman,

Leave of absence was granted to Mr. Waltz until Monday afternoon.

On motion of Mr. Jones,

Leave of absence was granted to Mr. Bardwell for the day.

On motion of Mr. Bates,

Leave of absence was granted to Mr. Voorhees for the day.

On motion of Mr. Wiggins,

Leave of absence was granted to Mr. Howell for the day.

On motion of Mr. Hampton,

Leave of absence was granted to himself until Monday.

On motion of Mr. Coomer,

Leave of absence was granted to Mr. Lee, chief janitor, for next week.

#### PRESENTATION OF PETITIONS.

No. 894. By Mr. Ford: Petition of W. A. Clark, S. W. Baxter, M. G. Randall and many other citizens of Grand Rapids, praying the passage of the bill to provide a home for disabled soldiers, sailors, and marines ;

Referred to committee on military affairs.

No. 895. By Mr. Wellman ; Petition of F. J. Walker, W. J. Burns, Thos. Wilkes and 31 others of St. Clair county, for the passage of a bill prohibiting the manufacture and sale of oleomargarine and butterine ;

Referred to committee on agriculture.

No. 896. By Mr. Ulrich: Petition of Alphonso Button, relative to injuries received while in State service ;

On demand of Mr. Ulrich,

The petition was read at length, and spread at large on the Journal, as follows :

*To the Honorable Senate and House of Representatives of the State of Michigan :*

Your petitioner, Alphonzo Button, of the township of Grand Rapids, county of Kent, and State of Michigan, respectfully represents :

That in the spring of 1858 he was a resident of the township of Alaiedon, county of Ingham, and State of Michigan, at which time, at the village of Mason, in said county of Ingham, he volunteered and became enrolled in a Michigan State military company, then in process of organization at Mason, aforesaid, which company subsequently became enrolled as company A of the Second Regiment of Michigan State Militia, and known as the Curtenius Guards, in honor of General Curtenius, then Adjutant General of the State of Michigan.

The said company was first officered by Captain Arnold Walker, First Lieutenant Phillip McKernan, and Second Lieutenant Ira Darling, who were duly enrolled and commissioned, according to then existing laws of this State.

That in acknowledgment of the honor so tendered him, in naming the company for him, the said Adjutant General gave the captain an order directing him to take into his charge a piece of field ordnance (a brass nine-pounder cannon), then at Lansing, which he accordingly did, and by his orders, a gun squad, or battery was thereafter organized, and attached to said company of infantry, and your petitioner was duly appointed and elected to the rank of first gunner, or No. 1.

That in compliance with the regulations and by-laws of said company, its regular meetings for drill and parade were to take place on the first Saturday of each month thereafter, and that your petitioner promptly attended all such meetings up to and including Saturday July 3, 1858, in compliance and response to a written order or warrant duly served on each member, and signed by the commanding officer of said company (according to the by-laws of the same), requiring them to be and appear at the armory of said company, in Mason, at a certain hour of the morning of Saturday, July 3, 1858, then and there among other duties to take part in the drill and exercises in celebrating the 82d Anniversary of Our National Independence, to be celebrated on that day.

That your petitioner promptly obeyed said order and warrant, and while in the performance of his duty as gunner No. 1, in loading said piece, and firing in response to toasts of the day, a premature discharge took place while he in the act of ramming down a cartridge, which occasioned the loss of his left arm below the elbow, and his right hand except the thumb and index finger, which were left in a shattered condition, thereby rendering him totally and permanently disabled from performing manual labor in his occupation as a farmer, in consequence of which he subsequently lost his farm by mortgage, and became deprived of a home (obtained as a pioneer), as well as his natural means of support for himself and aged parents, then wholly dependent upon him.

That as a means of future support, to avoid becoming a dependent upon friends, or the cold charities of the world, he took up the study of law, and thus prepared himself in a degree for business life; he has with the strictest economy and temperate habits succeeded thus far in keeping his head above water; but unable to lay up sufficient to drive the wolf from the door at all times, his irreparable loss being a source of such ungovernable embarrassment as to almost entirely unfit him for the profession of law, in consequence of which he has been variously engaged, including business appertaining to that profession.

That he is now 51 years of age, and has a small family of a wife and son dependent upon him, and that he possesses no property real or personal (except household furniture of ordinary quantity and grade), and that his health has been failing for the past several years.

Therefore, in view of the facts stated relative to injuries received while in the actual discharge of his duty as a State Militiaman—duly enrolled and under state control—liable to be called into actual service of the State at any time in cases of invasion, riots, or other internal war or commotion; also, in view of other facts hereinbefore set forth, together with the encouragement of recent precedents established in the case of C. E. Webber, of Saginaw, Mich., on account of gun shot wound received while at camp of instruction; your petitioner hopes that he may be regarded as a proper subject for legislative consideration and favor. He therefore humbly petitions your Honorable body

to recommend such suitable appropriation in his favor as may meet the approval of your constituents and the tax-payers of this State, not disproportionate to cases of a like tenor and effect if such there be within the annals of your legislative history, and your petitioner will ever pray, etc.

Dated at Grand Rapids, Mich., this 18th day of April, 1885.

Signed,

ALPHONZO BUTTON.

Referred to the committee on military affairs.

No. 897. By Mr. Swift: Petition of 53 business men of the city of Hastings, asking for the passage of the anti-board insurance bill;

Referred to committee on insurance.

No. 898. By Mr. Hampton: Petition of 90 citizens of Charlevoix, including county officers, and two insurance agents, for the passage of the Hampton anti-monopoly insurance bill;

Referred to committee on insurance.

No. 899. By Mr. Webber: Statement of the number of soldiers in poor-houses, in the counties named.

On demand of Mr. Chapman,

The statement was read at length, and spread at large on the Journal, as follows:

The annexed list is a true statement of the number of soldiers in poor-houses, in the counties named, as reported to me by superintendents of poor of said counties.

A. J. WEBBER.

County.	No. in Poor-house.	No. Helped Outside.	County.	No. in Poor-house.	No. Helped Outside.
Gratiot .....	2		Jackson .....	6	
Cheboygan .....	*		Isabella .....	5	
Hillsdale .....	5		Allegan .....	4	
Sanilac .....	2	1	Ionia .....	2	
Washtenaw .....	7		Eaton .....	1	
Lenawee .....	2		St. Joseph .....	1	
Monroe .....	1		Berrien .....	2	
Kalamazoo .....	--	1	Benzie, no poor-house .....		1
Oakland .....	3		Macomb .....	7	
Livingston .....	† 1		Midland .....	3	several.
Lake, no poor-house .....	--	3	Menominee .....		2
Bay .....	1		Branch .....	1	
Ottawa .....	1		Newaygo .....	2	
Tuscola .....	1		St. Clair .....	4	

\* None in poor-house, but several helped outside who we expect will soon drift in.

† Was also in Mexican war.

#### REPORTS OF STANDING COMMITTEES.

By the committee on municipal corporations:

The committee on municipal corporations to whom was referred House bill No. 583, entitled

A bill to revise the charter of the city of East Saginaw, being amendatory of an act entitled "An act to incorporate the city of East Saginaw," approved February 14, 1859, as amended by the several acts amendatory thereof,



Respectfully report that they have had the same under consideration and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

CALVIN K. BRANDON, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Barry,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Crozer,	Mr. Lincoln,	Mr. Shorts,
Baker,	Dakin,	Long,	Snyder,
Barry,	Davis,	Makelim,	Stark,
Bates,	Dickson,	Malcolm,	Sutton,
Beecher,	Diekema,	Manwaring,	Swift,
Bentley,	Divine,	Markey,	Town,
Black,	Dunbar,	Mason,	Ulrich,
Brandon,	Egan,	McClelend,	Walthew,
Brant,	Eldred,	McCormick,	Watson,
Brown,	Engleman,	McNabb,	Weiss,
Campbell,	Ford,	North,	Wellman,
Cannon,	Gardner,	Northwood,	Wiggins,
Carlton,	Gibbs,	Oviatt,	Williams,
Case, J. A.,	Hampton,	Parkhurst,	Wilson,
Collins,	Hankerd,	Post,	Wood,
Conrad,	Jones,	Potter,	Woodruff,
Coomer,	Kelly,	Powers,	Speaker
Cossitt,	Kirkpatrick,	Rumsey,	<i>pro tem.,</i> 71

#### NAYS.

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Title agreed to.

On motion of Mr. Barry,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on military affairs:

The committee on military affairs, to whom was re-referred

House bill No. 59 (File No. 14), entitled

A bill to equalize State bounties to volunteers in the late war of the rebellion,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and that it be re-printed, and ask to be discharged from the further consideration of the subject.

ALBERT N. WOODRUFF, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Chapman,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on military affairs:

The committee on military affairs, to whom was referred

Senate joint resolution No. 18 (File No. 14), entitled

Joint resolution to provide for alphabetically indexing the names of all soldiers from this State in the late war, found upon the records of the Adjutant General's office,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ALBERT N. WOODRUFF, *Chairman.*

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 669, entitled

A bill for the relief of Francis Marsac,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wright,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Divine,	Mr. Manwaring,	Mr. Sutton,
Bates,	Egan,	Markey,	Swift,
Beecher,	Eldred,	Mason,	Town,
Bentley,	Engleman,	McCormick,	Ulrich,
Black,	Ford,	McNabb,	Walthew,
Boynton,	Gardner,	North,	Watson,
Brandon,	Hammond,	Northwood,	Weiss,
Cannon,	Hankerd,	Oviatt,	Wellman,
Case, A. T.,	Hayes,	Parkhurst,	Wiggins,
Case, J. A.,	Johnson,	Post,	Williams,
Conrad,	Jones,	Potter,	Wilson,
Coomer,	Kirkpatrick,	Powers,	Wood,
Cossitt,	Lincoln,	Rumsey,	Woodruff,
Crozer,	Long,	Shorts,	Wright,
Dickson,	Makelim,	Snyder,	Speaker
Diekema,	Malcolm,	Stark,	<i>pro tem.,</i> 63

#### NAYS.

0

Title agreed to.

On motion of Mr. Wright,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Sutton, by unanimous consent, moved to take from the table

Senate bill No. 282 (File No. 188), entitled

A bill to amend the charter of the city of Ann Arbor;

Which motion prevailed.

The question being on the passage of the bill,

Pending the taking of the vote thereon,

Mr. Sutton moved to amend the bill as follows:

1. Amend section 1 by striking out at the end of line 5 the word "also;" also by striking out lines 6 and 7;

2. Amend sub-section 22 of section 2, title 4, by striking out in line 85 the word "and."

3. Amend sub-section 22, section 2, title 4, by adding thereto the words "and to annually levy and collect, as other taxes are levied and collected, a sum not to exceed five thousand dollars to pay for the supply of water so contracted for and furnished;"

4. Strike out sections 2 and 14 of title 5;

Which motion prevailed, two-thirds of all the members present voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Adams,	Mr. Dunbar,	Mr. Malcolm,	Mr. Stark,
Bates,	Egan,	Manwaring,	Sutton,
Beecher,	Eldred,	Markey,	Swift,
Bentley,	Ford,	Mason,	Town,
Boynton,	Gardner,	McClelend,	Ulrich,
Campbell,	Gibbs,	McCormick,	Walthew,
Cannon,	Hammond,	McKie,	Watson,
Carlton,	Hampton,	McNabb,	Weiss,
Case, A. T.,	Hankerd,	North,	Wellman,
Case, J. A.,	Harper,	Northwood,	Wiggins,
Collins,	Hayes,	Oviatt,	Williams,
Conrad,	Johnson,	Potter,	Wilson,
Coomer,	Jones,	Powers,	Wood,
Cossitt,	Kelly,	Richardson,	Woodruff,
Davis,	Kirkpatrick,	Rumsey,	Wright,
Dickson,	Lincoln,	Shorts,	Speaker
Diekema,	Makelim,	Snyder,	<i>pro tem.</i> , 68
Divine,			

#### NAYS.

0

Title agreed to.

On motion of Mr. Sutton,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

#### THIRD READING OF BILLS.

House bill No. 356 (File No. 212), entitled

A bill to authorize the county of Bay to buy and maintain a bridge across the Saginaw river,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Dickson,	Mr. Malcolm,	Mr. Snyder,
Baker,	Diekema,	Manwaring,	Stark,
Bates,	Divine,	Markey,	Sutton,
Beecher,	Egan,	Mason,	Swift,
Bentley,	Eldred,	McClelend,	Town,
Boynnton,	Gardner,	McCormick,	Ulrich,
Brandon,	Gibbs,	McKie,	Walthew,
Brant,	Hammond,	McNabb,	Watson,
Campbell,	Hankerd,	North,	Webber,
Cannon,	Harper,	Northwood,	Weiss,
Carlton,	Hayes,	Oviatt,	Wellman,
Case, A. T.,	Holman,	Parkhurst,	Wiggins,
Case, J. A.,	Johnson,	Post,	Williams,
Chapman,	Jones,	Potter,	Wood,
Conrad,	Kelly,	Powers,	Woodruff,
Coomer,	Kirkpatrick,	Richardson,	Wright,
Cossitt,	Lincoln,	Rumsey,	Speaker
Crozer,	Makelim,	Shorts,	<i>pro tem.</i> , 71

## NAYS.

0

The question being on agreeing to the title,

Mr. Wright moved to amend the title by inserting before the word "buy" the words "build or;"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Wright,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

Mr. Dickson, by unanimous consent, moved to take from the table

House joint resolution No. 16 (File No. 12), entitled

Joint resolution to amend section 6 of article 6 of the constitution of the State of Michigan, relative to circuit courts;

Which motion prevailed.

The question being on the passage of the joint resolution,

Pending the taking of the vote thereon,

Mr. Parkhurst moved to amend the joint resolution by adding thereto a new section to stand as section 7, and to read as follows:

"Sec. 7. The Legislature may alter the limits of circuits or increase the number of the number of the same. No alteration or increase shall have the effect to remove a judge from office. In every additional circuit established the judges shall be elected by the electors of such circuit, and their terms of office shall continue as provided in this constitution for judges of the circuit court;"

Which motion prevailed, two thirds of all the members present voting therefor.

Mr. Walthew moved to amend the joint resolution by striking out in line 7 the words "composed of the city of Detroit," and inserting in lieu thereof the words "of which the city of Detroit is a part."

Mr. Ford moved to amend the amendment by striking out in lines 6 and 7 the words "in the circuit composed of the city of Detroit;"

Which was accepted.

The motion to amend then prevailed, two thirds of all the members present voting therefor.

The joint resolution was then not passed, two-thirds of all the members elect not voting therefor by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Dakin,	Mr. Lincoln,	Mr. Potter,
Bates,	Divine,	Long,	Richardson,
Bentley,	Dodge,	Makelim,	Rumsey,
Black,	Dunbar,	Malcolm,	Stark,
Boynton,	Engleman,	Manwaring,	Ulrich,
Case, A. T.,	Ford,	McCormick,	Wiggins,
Collins,	Gibbs,	McKie,	Wilson,
Conrad,	Hankerd,	Oviatt,	Woodruff,
Coomer,	Holman,	Parkhurst,	Wright,
Cossitt,	Kelly,	Post,	Speaker
			<i>pro tem.</i> , 41

## NAYS.

Mr. Adams,	Mr. Chapman,	Mr. Jones,	Mr. Snyder,
Barry,	Crozer,	Markey,	Sutton,
Beecher,	Davis,	Mason,	Swift,
Brandon,	Dickson,	McClelend,	Town,
Brant,	Diekema,	McNabb,	Watson,
Campbell,	Eldred,	North,	Webber,
Cannon,	Gardner,	Northwood,	Wellman,
Carlton,	Hammond,	Powers,	Williams,
Case, J. A.,	Harper,	Shorts,	Wood,
Case, O. N.,	Johnson,		

38

Mr. Dickson moved to reconsider the vote by which the House refused to pass the joint resolution;

Which motion prevailed.

The question being on the passage of the joint resolution,

On motion of Mr. Dickson,

The joint resolution was laid on the table.

House bill No. 297 (File No. 190) entitled

A bill to amend section 10 of chapter 81, revised statutes of 1846, as amended by act No. 158, session laws of 1881, approved April 15, 1871, being section 6193, Howell's Annotated Statutes, relative to fraudulent conveyances and contracts relative to goods, chattels, and things in action,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Bates,	Mr. Dickson,	Mr. Malcolm,	Mr. Shorts,
Bentley,	Diekema,	Manwaring,	Snyder,
Black,	Divine,	Markey,	Stark,
Boynton,	Dunbar,	Mason,	Swift,
Brandon,	Egan,	McClelend,	Town,

Mr. Brown,	Mr. Eldred,	Mr. McCormick,	Mr. Ulrich,
Cannon,	Ford,	McKie,	Watson,
Carlton,	Gardner,	McNabb,	Webber,
Case, J. A.,	Hammond,	North,	Weiss,
Case, O. N.,	Holman,	Northwood,	Wellman,
Coleman,	Johnson,	Oviatt,	Wiggins,
Conrad,	Jones,	Parkhurst,	Williams,
Coomer,	Kirkpatrick,	Potter,	Wilson,
Cossitt,	Lincoln,	Powers,	Wood,
Crozer,	Long,	Rumsey,	Speaker
Davis,	Makelim,		<i>pro tem.</i> , 62

## NAYS.

Mr. Adams,	Mr. Barry,	Mr. Beecher,	Mr. Kelley,	4
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Title agreed to.

By unanimous consent the committee on roads and bridges reported as follows:

The committee on roads and bridges to whom was referred

Senate substitute for

House bill No. 85 (File No. 137), entitled

A bill to authorize the township of Spalding, in Saginaw county, to borrow money to be used either in purchasing the bridge of the Cass River Bridge Company, heretofore constructed across Cass river, in raising above high water mark and grading the quarter-line road leading to said bridge, including the approaches thereto, or in the construction of a new bridge, and to issue bonds therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAMES W. McCORMICK, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Northwood,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Dunbar,	Mr. Markey,	Mr. Sutton,
Baker,	Egan,	Mason,	Swift,
Bates,	Eldred,	McClelland,	Town,
Beecher,	Engleman,	McCormick,	Ulrich,
Bentley,	Gardner,	McKie,	Walthew,
Black,	Gibbs,	McNabb,	Watson,
Boydton,	Hammond,	North,	Webber,
Brant,	Hankerd,	Northwood,	Weiss,
Cannon,	Holman,	Oviatt,	Wellman,
Carlton,	Johnson,	Parkhurst,	Wiggins,
Case, A. T.,	Kelly,	Post,	Williams,
Case, J. A.,	Kirkpatrick,	Powers,	Wilson,
Case, O. N.,	Lincoln,	Richardson,	Wood,
Chapman,	Long,	Shorts,	Wright,

Mr. Conrad,  
Cossitt,  
Divine,

Mr. Makelim,  
Malcolm,  
Manwaring,

Mr. Snyder,  
Stark,

Mr. Woodruff,  
Speaker  
*pro tem.*, 66

NAYS.

Title agreed to.

On motion of Mr. Northwood,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

House bill No. 624 (File No. 243), entitled

A bill to require vendors of personal property retaining titles thereto, to file a notice thereof in the office of the township or city clerk in which the vendee resides;

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adams,  
Baker,  
Bates,  
Beecher,  
Bentley,  
Black,  
Boynton,  
Brown,  
Cannon,  
Carlton,  
Case, A. T.,  
Case, O. N.,  
Chapman,  
Collins,  
Coomer,  
Davis,  
Diekema,

Mr. Divine,  
Dodge,  
Dunbar,  
Egan,  
Eldred,  
Engleman,  
Ford,  
Gardner,  
Gibbs,  
Hammond,  
Hankerd,  
Holman,  
Johnson,  
Kelley,  
Kirkpatrick,  
Lincoln,  
Long,

Mr. Makelim,  
Malcolm,  
Manwaring,  
Markey,  
Mason,  
McClelend,  
McCormick,  
McKie,  
McNabb,  
North,  
Northwood,  
Oviatt,  
Parkhurst,  
Post,  
Potter,  
Powers,  
Richardson,

Mr. Rumsey,  
Snyder,  
Stark,  
Swift,  
Town,  
Ulrich,  
Walthew,  
Watson,  
Webber,  
Weiss,  
Wellman,  
Wiggins,  
Williams,  
Wilson,  
Wood,  
Wright,  
Speaker  
*pro tem.*, 68

NAYS.

Mr. Dickson,

1

Title agreed to.

House bill No. 303 (File No. 278), entitled

A bill to provide for the incorporation of associations to engage in the business of breeding and raising blooded stock,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adams,  
Baker,  
Bates,  
Beecher,  
Bentley,

Mr. Crozer,  
Dakin,  
Davis,  
Dickson,  
Diekema,

Mr. Jones,  
Kelly,  
Kirkpatrick,  
Lincoln,  
Makelim,

Mr. Richardson,  
Rumsey,  
Shorts,  
Snyder,  
Stark,

Mr. Boynton,	Mr. Divine,	Mr. Malcolm,	Mr. Swift,
Brandon,	Dodge,	Manwaring,	Town,
Brant,	Dunbar,	Mason,	Voorhees,
Brown,	Egan,	McClelend,	Walthew,
Campbell,	Eldred,	McCormick,	Watson,
Cannon,	Engleman,	McKie,	Webber,
Carlton,	Ford,	McNabb,	Weiss,
Case, A. T.,	Gardner,	North,	Wellman,
Case, J. A.,	Gibbs,	Northwood,	Wiggins,
Case, O. N.,	Hammond,	Oviatt,	Williams,
Chapman,	Hampton,	Parkhurst,	Wood,
Collins,	Hanker,	Post,	Woodruff,
Conrad,	Holman,	Potter,	Wright,
Coomer,	Johnson,	Powers,	Speaker
Cossitt,			<i>pro tem.</i> , 77

NAYS.

0

Title agreed to.

On motion of Mr. Holman,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 636 (File No. 307), entitled

A bill to amend section 7545, of Howell's Statutes, being compiler's section 5968, of the compiled laws of 1871, relative to the competency of witnesses and examination of parties in certain cases, as amended by act No. 245, of the session laws of 1881,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. O. N. Case moved to amend the bill by striking out the proviso at the end of recited section 101;

Which was not agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bates,	Mr. Crozer,	Mr. Long,	Mr. Powers,
Beecher,	Dakin,	Makelim,	Richardson,
Bentley,	Davis,	Malcolm,	Rumsey,
Black,	Diekema,	Manwaring,	Snyder,
Boynton,	Divine,	Markey,	Stark,
Brant,	Dodge,	Mason,	Swift,
Brown,	Eldred,	McClelend,	Town,
Campbell,	Ford,	McCormick,	Ulrich,
Cannon,	Gardner,	McNabb,	Walthew,
Case, A. T.,	Gibbs,	North,	Watson,
Case, J. A.,	Hanker,	Northwood,	Wellman,
Chapman,	Jones,	Oviatt,	Woodruff,
Conrad,	Kelly,	Parkhurst,	Wright,
Coomer,	Kirkpatrick,	Potter,	Speaker
Cossitt,	Lincoln,		<i>pro tem.</i> , 58



## NAYS.

Mr. Adams,	Mr. Collins,	Mr. Shorts,	Mr. Wiggins,
Barry,	Dunbar,	Webber,	Williams,
Carlton,	Hammond,	Weiss,	Wood,
Case, O. N.,	Hampton,		

14

Title agreed to.

Mr. Campbell moved that the bill be ordered to take immediate effect.  
Which motion did not prevail.

On motion of Mr. Oviatt,

The House took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker *pro tem*.

Roll called: a quorum present.

The House resumed the

## THIRD READING OF BILLS.

House bill No. 511 (File No. 259) entitled

A bill to amend section 1 of an act entitled "An act to provide wives with property and maintenance from their husbands' estate, when neglected or deserted by them," approved April 24, 1873, being continuous section 6291, of the general statutes of the State of Michigan in force, compiled and annotated by Andrew Howell,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. Jones,	Mr. Powers,
Baker,	Cross,	Kelly,	Richardson,
Bardwell,	Crozer,	Kirkpatrick,	Snyder,
Bates,	Dakin,	Lincoln,	Stark,
Beecher,	Davis,	Makelim,	Swift,
Bentley,	Dickson,	Malcolm,	Town,
Black,	Diekema,	Markey,	Ulrich,
Brant,	Divine,	Mason,	Watson,
Brown,	Dodge,	McOlelend,	Weiss,
Campbell,	Dunbar,	McCormick,	Wellman,
Cannon,	Egan,	McKie,	Wiggins,
Carlton,	Ford,	North,	Wilson,
Case, A. T.,	Gardner,	Northwood,	Wood,
Case, J. A.,	Gibbs,	Oviatt,	Woodruff,
Case, O. N.,	Hammond,	Parkhurst,	Wright,
Collins,	Hankerd,	Post,	Speaker
Coomer,	Howell,		<i>pro tem.</i> , 66

0

## NAYS.

Title agreed to.

House bill No. 245 (File No. 261), entitled

A bill to amend section 15 of chapter 123 of the revised statutes of 1846, as subsequently amended, being compiler's section 6709 of the compiled laws of 1871, relating to summary proceedings to recover possession of land,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. O. N. Case moved to amend the bill by striking out in line 4, recited section 15, after the word "defendant" the word "shall," and inserting in lieu thereof the word "can," and by inserting in same line after the word "county" the words "after diligent search;"

Which motion prevailed, two-thirds of all the members present voting therefor.

Mr. Parkhurst moved to amend the bill by inserting in line 8, recited section 15, after the word "provided" the words "then such service may be made;"

Which motion prevailed, two thirds of all the members present voting therefor.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. Johnson,	Mr. Richardson,
Baker,	Cross,	Kelly,	Rumsey,
Bardwell,	Crozer,	Kirkpatrick,	Shorts,
Barry,	Dakin,	Lincoln,	Snyder,
Bates,	Davis,	Long,	Stark,
Beecher,	Dickson,	Makelim,	Swift,
Bentley,	Diekema,	Malcolm,	Town,
Black,	Divine,	Manwaring,	Ulrich,
Brant,	Dodge,	Markey,	Walthew,
Brown,	Dunbar,	Mason,	Watson,
Campbell,	Egan,	McClelend,	Weiss,
Cannon,	Eldred,	McCormick,	Wiggins,
Carlton,	Ford,	McKie,	Williams,
Case, A. T.,	Gardner,	North,	Wilson,
Case, J. A.,	Gibbs,	Northwood,	Wood,
Case, O. N.,	Hammond,	Oviatt,	Woodruff,
Chapman,	Hankerd,	Parkhurst,	Wright,
Collins,	Holman,	Post,	Speaker
Coomer,	Howell,	Powers,	<i>pro tem.</i> , 75

#### NAYS.

0

The question being on agreeing to the title,

Mr. Diekema moved to amend the title by inserting after the words "seventy-one" the words "being section 8298, of Howell's Annotated Statutes;"

Which motion prevailed.

The title as amended was then agreed to.

Mr. Egan, by unanimous consent, moved to take from the table

House bill No. 602 (File No. 288), entitled

A bill to amend sections 1, 3, 4, 5, 6, and 7 of act No. 156 of the session laws of 1883, being an act creating a Bureau of Labor and Industrial Statistics, and defining the powers and duties of the same;

Which motion prevailed.

The pending question being a motion of Mr. O. N. Case to strike out the enacting words of the bill,

Mr. O. N. Case withdrew the motion, in order to allow amendments to the bill to be offered and considered.

Mr. Wood then moved to amend the bill by striking out all of section 7;

Pending which,

Mr. Walthew moved to amend section 7 by inserting after the words "member thereof" in line 6, the words "any proper subject of inquiry."

For which,

Mr. Black offered the following as a substitute:

Amend the bill by adding at the end of section 7, the words: "*Provided*, That no person or corporation shall be required to answer any question that shall be an improper subject of inquiry, or foreign to the object of this act."

Which amendment was agreed to, two-thirds of all the members present voting therefor.

The motion to strike out section 7 did not then prevail.

Mr. Holman moved to amend the bill by adding at the end of section 3 the words "*Provided*, No witness shall be compelled to go outside the county in which he resides, to testify;"

Which motion prevailed, two-thirds of all the members present voting therefor.

Mr. O. N. Case then moved to amend the bill by striking out recited section 1.

Pending which,

Mr. Bates moved to amend recited section 1 by striking out in line 2 the word "February," and inserting in lieu thereof the word "May;"

Which was withdrawn.

The motion to strike out section 1 did not prevail.

Mr. O. N. Case then renewed his motion to strike out the enacting words of the bill.

On which,

The yeas and nays had been heretofore demanded and seconded.

The motion to strike out the enacting words of the bill did not then prevail, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Case, O. N.,	Mr. Kelly,	Mr. Watson,
Baker,	Dunbar,	North,	Wood,
Boynton,	Hankerd,	Swift,	Wright,
Cannon,	Johnson,	Town,	

15

#### NAYS.

Mr. Bardwell,	Mr. Davis,	Mr. Long,	Mr. Potter,
Barry,	Dickson,	Makelim,	Powers,
Bates,	Diekema,	Malcolm,	Shorts,
Beecher,	Dodge,	Manwaring,	Snyder,
Black,	Egan,	Mason,	Stark,
Brant,	Eldred,	McClelend,	Ulrich,
Campbell,	Engleman,	McCormick,	Walthew,
Coomer,	Ford,	McKie,	Wellman,
Cossitt,	Gardner,	Northwood,	Williams,
Cross,	Gibbs,	Oviatt,	Woodruff,

Mr. Crozer, Dakin,	Mr. Howell, Jones,	Mr. Parkhurst, Post,	Mr. Speaker <i>pro tem.</i> , 47
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The question being on the passage of the bill,

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker, Bardwell, Barry, Beecher, Black, Brant, Brown, Campbell, Carlton, Case, J. A., Coomer, Cossitt, Cross, Crozer,	Mr. Dakin, Davis, Dickson, Diekema, Dodge, Egan, Eldred, Engleman, Ford, Gardner, Gibbs, Hammond, Holman, Howell,	Mr. Jones, Long, Makelim, Malcolm, Manwaring, Markey, Mason, McClelend, McKie, Northwood, Oviatt, Parkhurst, Post, Potter,	Mr. Powers, Richardson, Shorts, Snyder, Stark, Ulrich, Walthew, Wellman, Wiggins, Williams, Wilson, Woodruff, Speaker <i>pro tem.</i> , 55
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## NAYS.

Mr. Adams, Bates, Boynnton, Cannon, Case, O. N.,	Mr. Chapman, Divine, Dunbar, Hankerd, Johnson,	Mr. Kelly, Kirkpatrick, McCormick, North, Swift,	Mr. Town, Watson, Weiss, Wood, Wright, 20
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Title agreed to.

House bill No. 623 (File No. 244), entitled

A bill to provide for trials in the circuit courts of this State in progress at the close of a term to be continued until determined;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker, Bardwell, Barry, Bates, Beecher, Bentley, Brandon, Brant, Brown, Campbell, Cannon, Carlton, Case, A. T., Case, O. N., Chapman, Coomer,	Mr. Cossitt, Cross, Crozer, Dakin, Davis, Diekema, Divine, Dodge, Egan, Eldred, Ford, Gardner, Gibbs, Hammond, Hankerd, Holman,	Mr. Howell, Johnson, Jones, Kelly, Kirkpatrick, Long, Makelim, Manwaring, Markey, Mason, McClelend, McCormick, North, Northwood, Oviatt, Parkhurst,	Mr. Potter, Powers, Richardson, Shorts, Snyder, Stark, Town, Walthew, Watson, Wellman, Wiggins, Williams, Wood, Woodruff, Speaker <i>pro tem.</i> , 63
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## NAYS.

The question being on agreeing to the title,

Mr. Coomer moved to amend the title so as to read as follows:

A bill to amend chapter 189 of the compiled laws of 1871, being chapter 263 of Howell's Annotated Statutes, relative to the trial of issues of fact, by adding thereto a new section to stand as section 73;

Which motion prevailed.

The title as amended was then agreed to.

House bill No. 207 (File No. 140), entitled

A bill to amend sections 1, 2, 3, 4, and 5 of chapter 215 of the compiled laws of 1871, relative to certain liens upon real property and the acts amendatory thereof, the same being sections 8377, 8378, 8379, 8380, and 8381 of the general statutes of the State of Michigan as compiled by Andrew Howell;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Collins,	Mr. Hankerd,	Mr. Parkhurst,
Baker,	Coomer,	Holman,	Potter,
Bardwell,	Cossitt,	Johnson,	Powers,
Barry,	Cross,	Jones,	Richardson,
Bates,	Crozer,	Kelly,	Shorts,
Beecher,	Dakin,	Kirkpatrick,	Snyder,
Bentley,	Davis,	Long,	Stark,
Black,	Diekema,	Makelim,	Town,
Boynton,	Divine,	Manwaring,	Ulrich,
Brant,	Dodge,	Markey,	Watson,
Brown,	Dunbar,	Mason,	Wellman,
Campbell,	Egan,	McClelend,	Wiggins,
Cannon,	Eldred,	McCormick,	Williams,
Carlton,	Ford,	North,	Wilson,
Case, A. T.,	Gardner,	Northwood,	Wood,
Case, J. A.,	Gibbs,	Oviatt,	Speaker
Case, O. N.,	Hammond,		<i>pro tem.</i> , 66

#### NAYS.

0

Title agreed to.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 603 (File No. 151), entitled

A bill to incorporate the city of Wyandotte, and to repeal act No. 297 of the session laws of 1867, approved March 5, 1867, and all acts amendatory thereto,

Also,

House bill No. 305 (File No. 322), entitled

A bill to amend act No. 227 of the laws of 1883, entitled "An act to revise and amend the charter of the city of Saginaw, and to repeal act No. 496 of the laws of 1867 entitled an act to amend an act entitled an act to revise and amend the charter of the city of Saginaw," approved February 5, 1859, approved March 16, 1883.

M. J. DICKSON, *Chairman*.

Report accepted.

By the committee on railroads:

The committee on railroads, to whom was referred

House bill No. 494 (File No. 232), entitled

A bill to provide for the taxation of railway companies, organized and existing under any special act or acts of incorporation, or which have heretofore been taxed under any special act or acts, and to repeal all acts or parts of acts inconsistent with the provisions of this act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to provide for the taxation of railway or railroad companies organized and existing under any special act or acts of incorporation or consolidation, or which have heretofore been taxed under any special act or acts, and to repeal all acts or parts of acts inconsistent with the provisions of this act,

Recommending that the substitute be concurred in, and that the substitute do pass, and that the bill be reprinted, and ask to be discharged from the further consideration of the subject.

ALONZO C. DAVIS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Davis,

The House concurred in the adoption of the substitute reported by committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

#### MOTIONS AND RESOLUTIONS.

Mr. Campbell moved to take from the table,

House bill No. 143 (File No. 104), entitled

A bill to amend section 4 of act No. 171, session laws of 1873, the same being compiler's section 9897, section 4, chapter 346, Howell's Annotated Statutes, relating to a State agency for the care of juvenile offenders;

Which motion prevailed.

The question being on the passage of the bill,

Mr. Campbell offered a substitute for the same.

Pending the reading of the substitute,

Mr. Ford moved that the substitute be ordered printed, referred to the committee of the whole, and placed on the general order;

Which motion did not prevail.

The substitute having been read,

On motion of Mr. Campbell,

The substitute was ordered printed at length in the Journal, and laid on the table.

The substitute is as follows:

A BILL to amend sections one, three, four and five of act number 171 of the session laws of 1873, the same being compiler's sections 9894, 9896, 9897 and 9898, chapter 346 of Howell's Annotated Statutes, relating to a State agency for the care of juvenile offenders.

SECTION 1. *The People of the State of Michigan enact*, That sections one, three, four and five of act number 171 of the session laws of 1873, the same being compiler's sections 9894, 9896, 9897, and 9898, chapter 346 of Howell's

Annotated Statutes, entitled "An act establishing a State agency for the care of juvenile offenders," be amended so as to read as follows:

SECTION 1. The Governor may appoint, in each county of this State, a State agent for the care of juvenile offenders, and dependent children, who shall hold his office during the pleasure of the Governor, and who shall be known as the State agent for the county for which he is appointed. Before entering upon the duties of his office, and within thirty days after receiving notice of his appointment, the said agent shall take and file with the county clerk of the county for which he was appointed, the oath of office prescribed by the constitution of this State; and upon such qualification, it shall be the duty of the county clerk to immediately transmit notice thereof to the circuit judge, each justice of the peace, and all other magistrates of the county having competent jurisdiction for the trial of juvenile offenders, and also to the superintendents of State institutions which place children in families by contract, indenture, or adoption. Said agent shall receive as compensation for his services under this act, his necessary official expenses, together with the sum of three dollars in full, for his services in each case investigated, or visited, and reported on as hereinafter provided, but not exceeding three dollars for any one day's services, which shall be audited by the board of State auditors, and paid from the general fund; and when such services and expenses relate to the indenture, adoption, or visiting of the children placed in families by any State institution, the accounts therefor shall be certified by the superintendent of the institution to which the children belong: *Provided*, That the sum so allowed for the services of said agent in any county, except the county of Wayne, shall not, in any one year, exceed the sum of one hundred dollars, and that in the county of Wayne, the sum so allowed for such services, shall not, in any one year, exceed the sum of two hundred dollars.

SEC. 3. Said agent shall visit all children resident in the county for which he is appointed which shall have been indentured to any person therein by any State institution, whenever he shall be so requested to do by the superintendent of the institution which placed such children in said county, and shall enquire into the management, condition, and treatment of such children, and for that purpose may have private interviews with such children at any time; and if it shall come to the knowledge of such agent when making such visits, or at any other time, that any child thus placed in charge of any person as aforesaid is neglected, abused, or improperly treated by the person having such child in charge, or that such person is unfit to have the care thereof, he shall report the facts to the superintendent of the State institution by which the child was so indentured, and the board of such institution, or the superintendent thereof who may be so authorized to do by said board on being satisfied that the interest of the child requires it, shall cancel the indenture by which the child was placed in the family, and shall remove it to some other family home or directly to the State institution from which it was indentured. All indentures by which any child shall be placed in a home from any State institution shall reserve the right in the board making the indenture to cancel the same whenever, in the opinion of that board, the interests of the child require it. Whenever any indenture is cancelled as herein provided, or whenever any child indentured from any State institution has been adopted, notice thereof shall be given to said agent of the county where the child was indentured by the superintendent of the State institution from which the child was indentured or adopted.

SEC. 4. No child shall be indentured, adopted, or otherwise placed in charge of any person by any State institution during minority, or for any other period, unless the applicant for any child shall be first approved in writing by said agent for the county where the applicant resides, or by the State agent of the State institution to which the child belongs, in such form as may be prescribed by the board of such State institution. Such approval shall be filed with the superintendent of the State institution to which the application is made before the child shall be indentured or adopted.

SEC. 5. It shall be the duty of said agents, in their respective counties, to seek out suitable persons who are willing to take by indenture or adoption, and take charge of, educate and maintain children arrested for offenses, committed to any State institution, or abandoned, neglected or dependent children in charge of any State institution, or its officers, and to give notice where such children may be so placed to the board, officers or superintendent having authority to dispose of such children by indenture or adoption. And said agents shall make regular or special reports of their doings under this act, to the superintendent of any State institution when so requested by him, in reference to applications for, or visiting any child belonging to the State institution of which he has charge. Said agents shall also report as aforesaid their doings under this act to any State board which shall have supervision over the penal or charitable institutions of the State, whenever so requested by such board.

Mr. Watson offered the following:

*Resolved*, That the morning session of this House shall commence at 9 o'clock A. M., after this date;

Which was not adopted.

#### UNFINISHED BUSINESS.

Being the consideration of the following:

Senate amendment to

House bill No. 100 (File No. 50), entitled

A bill to establish a State Board of Fish Commissioners, and to repeal act No. 124, session laws of 1873, act No. 71, session laws of 1875, and act No. 3, session laws of 1882;

Which had been reported as follows:

By inserting in line 5 of section 4, after the word "treasurer" the words "out of the appropriations made therefor."

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Brant,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

#### YEAS.

Mr. Adams,	Mr. Collins,	Mr. Holman,	Mr. Potter,
Bardwell,	Coomer,	Johnson,	Powers,
Barry,	Cossitt,	Jones,	Richardson,
Bates,	Cross,	Kirkpatrick,	Rumsey,
Beecher,	Crozer,	Long,	Stark,
Bentley,	Davis,	Makelim,	Swift,
Black,	Dickson,	Malcolm,	Town,
Boynton,	Diekema,	Markey,	Ulrich,
Brant,	Divine,	McClelend,	Watson,



Mr. Brown,	Mr. Egan,	Mr. McCormick,	Mr. Wellman,
Campbell,	Eldred,	McKie,	Williams,
Cannon,	Engleman,	North,	Wilson,
Carlton,	Ford,	Northwood,	Wood,
Case, J. A.,	Gardner,	Oviatt,	Woodruff,
Case, O. N.,	Gibbs,	Parkhurst,	Speaker
Chapman,	Hammond,		<i>pro tem.</i> , 62

NAYS.

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The bill was then referred to the committee on engrossment and enrollment for enrollment.

Also the following:

Senate amendment to

House bill No. 226 (File No. 118), entitled

A bill to amend section 3 of an act entitled "An act to protect fish and preserve the fisheries of this State," approved March 21, 1865, designated as section 2165, chapter 63 of the general statutes in force;

Which had been reported as follows:

By amending recited section 3 so as to read as follows:

SEC. 3. The meshes of the parts of pound or trap nets, commonly called the lead, the funnel, and the heart, shall not be less than five inches in extension, as manufactured; and the meshes of the parts of said nets commonly called the pot-crib or pocket (being that part in which the fish are finally captured), shall not be less than three and one-half inches in extension, as manufactured. No pound, trap, or other fixed or set net of whatever name or description shall be used in any waters of this State, the meshes of which are less in size than permitted by this section, under penalty and on pain of forfeiture of any such nets, or fine not exceeding three hundred dollars for each offense, or both, at the discretion of the court: *Provided*, That during the years 1885 and 1886 all pound or trap nets purchased and owned prior to July 1, 1885, may be used if the meshes of the crib or pocket, as above described, are not less than three and one-half inches in extension, as manufactured. Pound nets shall be set so that the bars forming the meshes shall be in straight lines and running at an angle of forty-five degrees to the horizon: *And provided*, That the provisions of this act shall not affect the twine now in use: *And provided*, That pound nets, with pots, cribs, or pockets of not less than two and one-half inch mesh in extension, as manufactured, may be used for taking perch, herring, and pickerel in the waters of this State; but this exception shall not be construed to permit the capture of other fish in any such nets: *And provided further*, That the provisions of this act shall not apply to the inland lakes and rivers of this State, but this exemption of the inland rivers shall not be construed to exempt the rivers connecting the great lakes;

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. J. A. Case,

The House concurred, a majority of all the members elect voting therefor by yeas and nays, as follows:

YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. Johnson,	Mr. Shorts,
Bardwell,	Cross,	Jones,	Snyder,
Bates,	Crozer,	Kirkpatrick,	Stark,
Beecher,	Dickson,	Makelim,	Swift,

Mr. Bentley,	Mr. Diekema,	Mr. Malcolm,	Mr. Town,
Black,	Divine,	Markey,	Ulrich,
Boynton,	Dodge,	McClelend,	Walthew,
Brant,	Egan,	McCormick,	Watson,
Brown,	Eldred,	McKie,	Weiss,
Campbell,	Engleman,	North,	Wellman,
Cannon,	Ford,	Northwood,	Wiggins,
Carlton,	Gardner,	Oviatt,	Williams,
Case, A. T.,	Gibbs,	Parkhurst,	Wilson,
Case, J. A.,	Hammond,	Potter,	Wood,
Case, O. N.,	Hanker,	Powers,	Woodruff,
Chapman,	Holman,	Richardson,	Speaker
Collins,	Howell,	Rumsey,	<i>pro tem.</i> ,
Coomer,			68

NAYS.

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The bill was then referred to the committee on engrossment and enrollment for enrollment.

Also the following :

Senate amendment to

House bill No. 224 (File No. 136), entitled

A bill to amend an act entitled "An act to protect fish and preserve the fisheries of this State," approved March 21, 1865, being act No. 350, session laws of 1865, by adding two new sections to be designated as sections 12 and 13;

Which had been reported as follows :

By amending recited section 12 so as to read as follows :

SEC. 12. The meshes of gill nets shall not be less than four and one-fourth inches in extension: *Provided*, That all gill nets purchased and owned by fishermen prior to June 1, 1885, may be used during the years 1885 and 1886. No gill net shall be used in the waters of this State the mesh of which is less than provided in this section, under penalty and on pain of forfeiture of the net, or a fine of \$100 for each offense, or both, at the discretion of the court.

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Eldred,

The House concurred, a majority of all members elect voting therefor by yeas and nays as follows :

YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. Howell,	Mr. Snyder,
Bardwell,	Cross,	Johnson,	Stark,
Bates,	Crozer,	Jones,	Swift,
Beecher,	Dickson,	Kirkpatrick,	Town,
Bentley,	Diekema,	Makelim,	Ulrich,
Black,	Divine,	Malcolm,	Walthew,
Boynton,	Dodge,	Markey,	Watson,
Brant,	Egan,	McClelend,	Weiss,
Brown,	Eldred,	McCormick,	Wellman,
Campbell,	Engleman,	North,	Wiggins,
Cannon,	Ford,	Oviatt,	Williams,
Carlton,	Gardner,	Parkhurst,	Wilson,
Case, A. T.,	Gibbs,	Powers,	Wood,

Mr. Case, J. A.,	Mr. Hammond,	Mr. Richardson,	Mr. Woodruff,
Collins,	Hankerd,	Rumsey,	Speaker
Coomer,	Holman,	Shorts,	<i>pro tem.</i> , 63

NAYS.

Mr. Wright,

1

The bill was then referred to the committee on engrossment and enrollment for enrollment.

Mr. Cannon moved that leave of absence be granted to himself until Wednesday next;

Which motion did not prevail.

On motion of Mr. Eldred,

Leave of absence was granted to himself until Monday evening.

Mr. Ford moved that leave of absence be granted to himself until Monday next;

Which motion did not prevail.

Mr. Brown moved that the House adjourn.

Mr. Eldred demanded the yeas and nays.

The demand was not seconded.

The motion to adjourn then prevailed.

*Lansing, Saturday, April 25, 1885.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Franklin.

Roll called: quorum present.

Absent without leave: Messrs. Brandon, Conrad, Cossitt, Ford, Hayes, Manwaring, McNabb, Parkhurst, Sutton, and Wood.

On motion of Mr. Ulrich,

Leave of absence was granted to Mr. Cannon until Wednesday.

On motion of Mr. Coomer,

Leave of absence was granted to Mr. Brandon indefinitely, on account of sickness.

On motion of Mr. Rumsey,

Leave of absence was granted to himself for the afternoon.

On motion of Mr. Watson,

Leave of absence was granted to Mr. Wood for the day.

On motion of Mr. Ulrich,

Leave of absence was granted to Mr. Ford for the day.

On motion of Mr. Potter,

Leave of absence was granted to Mr. Cossitt until Tuesday.

On motion of Mr. Swift,

Leave of absence was granted to himself until Wednesday afternoon.

On motion of Mr. Engleman,

Leave of absence was granted to himself for the day.

On motion of Mr. Sellers,

Leave of absence was granted to all absentees for the day.

On motion of Mr. Ulrich,

Leave of absence was granted to himself until Tuesday.

Mr. Wright moved to reconsider the vote by which the House passed

House bill No. 356 (File No. 212), entitled

A bill to authorize the county of Bay to buy and maintain a bridge across the Saginaw river;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Wright,

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Wiggins moved to take from the table

House bill No. 496, entitled

A bill relative to the fees of witnesses and jurors in civil and criminal cases in justices' courts;

Which motion prevailed.

On motion of Mr. Wiggins,

The bill was referred to the committee on judiciary.

#### REPORTS OF STANDING COMMITTEES.

By the committee on ways and means:

The committee on ways and means, to whom was referred

Senate bill No. 209 (File No. 161), entitled

A bill making appropriations for the Institution for educating the Deaf and Dumb for the years 1885 and 1886,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 676, entitled

A bill making an appropriation for an engine and boiler house, and sundry internal improvements in the State prison at Jackson, Mich.; also an appropriation for the purpose of manufacturing in said institution on State account,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 223 (File No. 120), entitled

A bill to secure the enforcement of the laws regulating the fisheries of this State, and the gathering of fishery statistics, and for the appointment of an inspector and wardens for that purpose and defining the duties of such officers and all persons in relation to the same, and to make appropriations therefor,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Bates,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
Lansing, April 24, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

House joint resolution No. 35 (File No. 17), being  
Joint resolution for the relief of George P. Baker,

R. A. ALGER, *Governor.*

The message was laid on the table.

#### COMMUNICATIONS FROM STATE OFFICERS.

The Speaker announced the following:

AUDITOR GENERAL'S OFFICE, }  
Lansing, April 25, 1885. }

*Hon. Newcomb Clark, Speaker House of Representatives:*

SIR—Replying to a resolution of the House, passed on the 21st inst., asking for information as to number of soldiers receiving bounties, I have to say that the records of this office show that 5,237 men have been paid \$150 each, or a total \$785,600; 6,266 men were paid \$100 each, a total of \$626,600; and 7,532 men were paid \$50 each, a total of \$376,600; giving a grand total of \$1,788,800 paid as bounties by the State.

Yours respectfully,

W. C. STEVENS,  
*Auditor General.*

The communication was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
Lansing, April 24, 1885. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following bill:

House bill No. 132 (File No. 62), entitled

A bill to amend section 5 of act No. 97 of the session laws of 1879, as amended, being section 6539 of Howell's Annotated Statutes of Michigan of 1882, relative to filling vacancies in the superior court of Detroit,

And to inform the House that the Senate has amended the same as follows:

1. By amending the enacting section so as to read as follows:

SECTION 1. *The People of the State of Michigan enact*, That [sections five and twenty-one], of act number 97 of the session laws of 1879, as amended, being [sections 6539 and 6555] of Howell's Annotated Statutes of Michigan, of 1882, be and the same [are] hereby amended so as to read as follows:

2. By adding a new section to stand as amended section 21, and to read as follows:

SEC. 21. Said court, upon good cause shown, may change the venue in any cause pending therein, and direct the issue to be tried in the circuit court for the county of Wayne, and make all necessary rules and orders for the certifying and removing such cause, and all matters relating thereto, to said circuit court; and said circuit court to which such cause shall be so remove shall proceed to hear, try, and determine the same, and execution may thereupon be had in the same manner as if the same had been originally prosecuted in said circuit court; and causes may be transferred from the circuit court of said Wayne county to the said superior court on the same terms and in the same manner as above provided for the transfer of causes from the said superior court to said Wayne circuit court.

And also to inform the House that the Senate has amended the title so as to read as follows:

A bill to amend sections 5 and 21 of act No. 97, of the session laws of 1879, as amended, being sections 6539 and 6555 of Howells Annotated Statutes of Michigan of 1882, relative to filling vacancies in the superior court of Detroit.

In the passage of which, as thus amended, and with the title so amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Mr. Collins moved to suspend the rule requiring amendments made to bills by the Senate, to be laid over one day;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Collins,

The House concurred, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adame,  
Baker,  
Bardwell,  
Bates,  
Beecher,

Mr. Davis,  
Dickson,  
Diekema,  
Divine,  
Dodge,

Mr. Long,  
Makelim,  
Malcolm,  
Markey,  
Mason,

Mr. Stark,  
Swift,  
Town,  
Ulrich,  
Voorhees,

Mr. Bentley,	Mr. Dunbar,	Mr. McClelland,	Mr. Walthew,
Boynton,	Engleman,	McKie,	Watson,
Brown,	Gibbs,	North,	Webber,
Campbell,	Hammond,	Northwood,	Weiss,
Case, A. T.,	Holman,	Oviatt,	Wellman,
Case, J. A.,	Howell,	Potter,	Wiggins,
Chapman,	Johnson,	Powers,	Williams,
Collins,	Jones,	Richardson,	Wilson,
Coomer,	Kelly,	Sellers,	Woodruff,
Cross,	Kirkpatrick,	Shorts,	Speaker,
Crozer,	Lincoln,	Snyder,	

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## NAYS.

Mr. Dakin,

1

The question being on concurring in the amendment made by the Senate to the title,

The title as amended was then agreed to.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, April 24, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 139 (File No. 175), entitled

A bill to establish a State House of Correction and a branch of the State Prison in the Upper Peninsula, and to provide for the location and erection thereof, and making an appropriation therefor;

2. Senate bill No. 171 (File No. 195) entitled

A bill making an appropriation for the erection of two infirmary buildings at the Eastern Asylum at Pontiac;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on ways and means.

The second named bill was read a first and second time by its title, and referred to the committee on ways and means.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, April 24, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 99 (File No. 82), entitled

A bill to amend section 3, of chapter 177, of the general statutes of the State of Michigan, compiled and annotated by Andrew Howell, being compiler's section 4719, relative to the organization of Young Men's Christian Associations,

And to inform the House that the Senate has amended the title so as to read as follows:

A bill to amend section 3, of chapter 108 of the compiled laws of 1871, being section 3 of chapter 177 of Howell's Annotated Statutes, being "An act to authorize the organization of Young Men's Christian Associations;"

In the passage of which, with the title so amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The question being on concurring in the amendment made by the Senate to the title,

The title as amended was then agreed to.

On motion of Mr. Collins,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, April 24, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bills:

1. House bill No. 312 (File No. 314), entitled

A bill making appropriations for the current expenses and for building, etc., for the Reform School for the years 1885 and 1886;

2. House bill No. 27 (File No. 109) entitled

A bill making an appropriation for the support of the State Public School, and for making improvements at that institution;

3. House bill No. 271 (File No. 204), entitled

A bill to connect the State House of Correction and Reformatory and the Asylum for Insane Criminals, at Ionia, with the Ionia water works;

4. House bill No. 263 (File No. 238), entitled

A bill making an appropriation for building a kitchen containing lodging-rooms for employes, and for building an infirmary and heating the same, at the Michigan Asylum for the Insane;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

On motion of Mr. Campbell,

By a vote of two-thirds of all the members elect, the second named bill was ordered to take immediate effect.

The four named bills were referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:



SENATE CHAMBER,  
Lansing, April 24, 1885, }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 263 (File No. 185), entitled

A bill making appropriations for the current expenses and for buildings, etc., for the Michigan School for the Blind for the years 1885 and 1886;

2. Senate bill No. 136 (File No. 180), entitled

A bill making an appropriation for the purchase of books for the State Library and for other purposes;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The first named bill was read a first and second time by its title and referred to the committee on School for the Blind.

The second named bill was read a first and second time by its title, and referred to the committee on State Library.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, April 24, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 359 (File No. 162), entitled

A bill making an appropriation of fifteen thousand dollars as a working capital for the Northern Michigan Asylum for the Insane;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on Northern Michigan Asylum for the Insane.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, April 24, 1885. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 107 (File No. 139), entitled

A bill making an appropriation for furnishing and providing apparatus for the Northern Asylum for the Insane at Traverse City, Michigan;

Which has passed the Senate by a majority vote of all the Senators elect and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was read a first and second time by its title and referred to the committee on Northern Asylum for the Insane,

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, April 25, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to return to the House the following bills:

1. House bill No. 583, entitled

A bill to revise the charter of the city of East Saginaw, being amendatory of an act entitled "An act to incorporate the city of East Saginaw," approved February 14, 1859, as amended by the several acts amendatory thereof;

2. House bill No. 111, entitled

A bill to restrict the powers of the commissioner of highways of the township of Republic in the county of Marquette, and to authorize the township board of said township to provide for maintaining the streets, sidewalks, crosswalks, and alleys now and hereafter built in the village of Republic, and to maintain a fire department, and to regulate and license auctioneers and peddlers in said village;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The two bills were referred to the committee on engrossment and enrollment for enrollment.

#### GENERAL ORDER.

On motion of Mr. Chapman,

The House went into committee of the whole, on the general order.

Whereupon the Speaker called Mr. Dunbar to the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under their consideration the following entitled bills:

1. House bill No. 395 (File No. 324), entitled

A bill to amend section 12 of chapter 3 of an act entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State," being act No. 243 of the session laws of 1881, approved June 8, 1881, said section 12 being section 1350 of Howell's Annotated Statutes;

2. House bill No. 680 (File No. 282), entitled

A bill to amend section 1 of article V, act No. 259, session laws of 1873, entitled "An act to incorporate the village of Olio," relating to "of the President of said village," and subdivision 12th of section 2, article VI, of the same act, relating to "of the board of trustees," and to add a new section to article XII of the same act to stand as section 9, relating to "of the limit of taxation," and to amend section 1, of article XXIV of the same act, relating to "of the Genesee county jail";

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

3. House bill No. 246 (File No. 262), entitled

A bill to change the names of certain streets in Bay City,

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

A. E. DUNBAR, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Voorhees,

The House concurred in the amendments made by the committee to the first and second named bills, and they were placed on the order of third reading.

The third named bill was placed on the order of third reading.

On motion of Mr. Adams,

Leave of absence was granted to Mr. Brown indefinitely on account of sickness.

By the committee on Eastern Asylum for Insane:

The committee on Eastern Asylum for Insane, to whom was referred Senate bill No. 171 (File No. 195), entitled

A bill making an appropriation for the erection of two infirmary buildings at the Eastern Michigan Asylum at Pontiac,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. H. HOLMAN, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on ways and means.

Mr. Brant moved that the House adjourn until 2 P. M. on Monday.

Mr. Campbell moved as a substitute that the House take a recess until 2 o'clock P. M.,

Pending which,

Mr. Dodge moved that the House adjourn,

Which motion did not prevail.

The motion to take a recess until 2 P. M. did not then prevail.

The motion to adjourn until 2 P. M. on Monday then prevailed.

*Lansing, Monday, April 27, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Ford.

Roll called : quorum present.

Absent without leave: Messrs. Beekman, Carlton, A. T. Case, Collins, Conrad, Coomer, Dickson, Ford, Hampton, Johnson, Kelly, Long, Malcolm, Manwaring, Markey, McCormick, McNabb, Northwood, Shorts, Stark, Webber, Weiss, Wilson, Wood, and Wright.

On motion of Mr. Campbell,

Leave of absence was granted to Mr. Markey for the day.

On motion of Mr. Blacker,

Leave of absence was granted to all absentees for the day.

On motion of Mr. Wiggins,

Leave of absence was granted to Mr. Weiss until Tuesday noon.

On motion of Mr. Cossitt,

Leave of absence was granted to Mr. Kelly until Wednesday.

On motion of Mr. Watson,

Leave of absence was granted to Mr. Wood until Wednesday.

On motion of Mr. Oviatt,

Leave of absence was granted to Mr. Hampton until Tuesday noon.

#### PRESENTATION OF PETITIONS.

No. 900. By Mr. Wellman: Petition of John Cowan, D. H. Bryce, Wm. Turner, and 25 others of St. Clair county, for the passage of a bill prohibiting the manufacture and sale of oleomargarine and butterine ;

Referred to committee on agriculture.

No. 901. By Mr. Oviatt: Petition of S. Broot, T. J. Tharp, R. A. Britton, M. V. Heath, and 25 other citizens of Cadillac, Wexford county, praying for the passage of the bounty bill ;

Referred to committee on military affairs.

No. 902. By Mr. Beecher: Petition of Ira T. Sayer, Alanson Niles, P. O. Hodgkins, and 84 others, relative to soldier's bounty ;

Referred to committee on military affairs.

No. 903. By Mr. Watson: Petition of David Collins, Wm. Slaughter, and 52 others, praying for the passage of the soldier's bounty bill ;

Referred to committee on military affairs

#### \*REPORTS OF STANDING COMMITTEES.

By the committee on northern asylum for insane :

The committee on northern asylum for insane, to whom was referred

Senate bill No. 107 (File No. 139), entitled

A bill making an appropriation for furnishing and providing apparatus for the Northern Asylum for the Insane at Traverse City,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment,

and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

S. F. SNYDER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on ways and means.

By the committee on northern asylum for insane:

The committee on northern asylum for insane, to whom was referred

Senate bill No. 359 (File No. 162), entitled

A bill making an appropriation of \$15,000 as a working capital for the Northern Asylum for the Insane,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

S. F. SNYDER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on ways and means.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 224 (File No. 136), entitled

A bill to amend an act entitled "An act to protect fish and preserve the fisheries of this State," approved March 21, 1865, being act No. 350, session laws of 1865, by adding two new sections, to be designated as section 12 and section 13;

Also,

House bill No. 564 (File No. 215), entitled

A bill to amend act No. 302 of the session laws of 1875, entitled "An act to amend an act entitled an act to amend an act entitled an act to revise the charter of the city of Holland, being amendatory of an act entitled an act to incorporate the city of Holland, approved March 25, 1867, approved March 23, 1871, which became a law April 2, 1873," approved April 1, 1875, as amended by act No. 268 of the session laws of 1877, approved March 22, 1877, by adding a new title thereto to stand as title 26, relative to a board of water commissioners;

Also,

Senate substitute for

House bill No. 85 (File No. 137), entitled

A bill to authorize the township of Spalding, in Saginaw county, to borrow money to be used either in purchasing the bridge of the Cass River Bridge Company heretofore constructed across Cass river, in raising above high water mark and grading the quarter-line road leading to said bridge, including the approaches thereto, or in the construction of a new bridge, and to issue bonds therefor;

Also,

House bill No. 312 (File No. 314), entitled

A bill making appropriations for the current expenses and for buildings, etc., for the Reform School for the years 1885 and 1886;

Also,

House bill No. 291 (File No. 204), entitled

A bill to connect the State house of correction and reformatory and the asylum for insane criminals at Ionia with the Ionia city water-works;

Also,

House bill No. 283 (File No. 238), entitled

A bill making an appropriation for building a kitchen containing lodging rooms for employes, and for building an infirmary and heating the same at the Michigan Asylum for the Insane;

Also,

House bill No. 27 (File No. 109), entitled

A bill making an appropriation for the support of the State Public School, and for making improvements at that institution;

Also,

House bill No. 226 (File No. 118), entitled

A bill to amend section 3 of an act entitled "An act to protect fish and preserve the fisheries of this State," approved March 21, 1865, designated as section 2165, chapter 63, of the general statutes in force;

Also,

House bill No. 99 (File No. 82), entitled

A bill to amend section 3 of chapter 108 of the compiled laws of 1871, being section 3 of chapter 177 of Howell's Annotated Statutes, being "An act to authorize the organization of Young Men's Christian Associations."

FLOYD L. POST, *Acting Chairman*.

Report accepted.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
Lansing, April 25, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 285, entitled

A bill to suspend the operation of section 4024 of the compiled laws of 1872, being compiler's section 5478 of Howell's Annotated Statutes, in certain cases, for a period of five years from the first day of January, A. D., 1886,

Which has passed the Senate by a majority vote of all the Senators elect and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, April 25, 1885. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following bill:

House bill No. 22 (File No. 93), entitled

A bill to provide for a uniform system of examination of teachers for the county of Alpena,

In the passage of which the Senate has concurred by a majority vote of all

the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

On motion of Mr. Campbell,

The order of

#### THIRD READING OF BILLS

Was passed for the day.

#### GENERAL ORDER.

On motion of Mr. Chapman,

The House went into committee of the whole on the general order.

Whereupon the Speaker called Mr. Hammond to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 323 (File No. 287), entitled

A bill to amend section 9 of chapter 227, compiled laws of 1871, being compiler's section 7127 relative to writs of error and certiorari, being section 8686 of Howell's Annotated Statutes of Michigan;

2. House bill No. 498 (File No. 306), entitled

A bill to amend chapter 146 of the compiled laws of 1871, being an act for the collection of tolls and for the care, charge and operating of St. Mary's Falls ship canal, as amended by act No. 177 of the session laws of 1865, by act No. 118 of the session laws of 1877, and by act No. 59 of the session laws of 1879, being chapter 211 of Howell's Annotated Statutes, by adding one new section thereto, to be known as section 11, authorizing any member of the board of control of said canal to administer oaths to witnesses brought before such board;

3. House bill No. 331 (File No. 308), entitled

A bill to amend act No. 140 of the session laws of 1883, approved June 2, 1883, being an act entitled "An act to regulate the practice of dentistry in the State of Michigan;"

4. House bill No. 406 (File No. 328), entitled

A bill to amend Sec. 57 of act No. 249 of the session laws of 1871, entitled an act to incorporate the city of Alpena, approved March 29, 1871, as amended by act No. 311, local acts of 1877, approved April 23, 1867;

5. House bill No. 704 (File No. 313) entitled

A bill to extend and regulate the liability of employers to make compensations for personal injuries suffered by employes or workmen in their service;

6. House bill No. 106 (File No. 330), entitled

A bill to amend act No. 351 of the laws of 1879, entitled "An act to prevent the sale of unsound meat or provisions in the city of Detroit," approved April 19, 1879, as amended by act No. 419 of the session laws of 1881, and to add a new section thereto to be known as section 9 of said act;

7. House bill No. 180 (File No. 331), entitled

A bill to prevent accidents by line shafting used on fair grounds or other public places where machinery is running on exhibition.

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills :

8. House bill No. 585 (File No. 289), entitled

A bill to authorize and empower the board of control of State swamp lands to lay out, open, and construct a drain or water course in the townships of Verona and Colfax in the county of Huron, in this State, and to make an appropriation of swamp lands therefor ;

9. House bill No. 453 (File No. 297), entitled

A bill providing for the filing of a copy of the notes of a stenographer, reporting the trial of a cause in the circuit court when specially ordered by such court, and to provide for payment for such copy ;

10. Senate bill No. 211 (File No. 132), entitled

A bill to establish and regulate a mining school in the Upper Peninsula ;

11. House bill No. 590 (File No. 293), entitled

A bill to provide for the appointment and compensation, and to prescribe the duties of stenographer for the 22d judicial circuit ;

12. House bill No. 437 (File No. 334), entitled

A bill to amend section No. 13 of chapter 286 of Howell's Annotated Statutes, being compiler's section No. 8296, relative to summary proceedings to recover the possession of lands in other cases ;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following joint resolution :

13. House joint resolution No. 20 (File No. 19), entitled

Joint resolution directing the Commissioner of the State Land Office to cause to be issued to Wm. S. Charles a patent for  $W \frac{1}{2} S W \frac{1}{2}$ , section 33, town 2 south, range 15 west, the same being State swamp land ;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bill :

14. House bill No. 228 (File No. 254), entitled

A bill to facilitate the giving of bonds required by law ;

And have directed their chairman to report the same back to the House with the recommendation that it be referred to the committee on judiciary.

H. N. HAMMOND, *Chairman*.

Report accepted and committee discharged.

The first, second, third, fourth, fifth, sixth, and seventh named bills and thirteenth named joint resolution were placed on the order of third reading.

On motion of Mr. Voorhees,

The House concurred in the amendments made by the committee to the eighth, ninth, tenth, eleventh, and twelfth named bills, and they were placed on the order of third reading.

On motion of Mr. Dodge,

The House concurred in the recommendation of the committee relative to the fourteenth named bill, and it was referred to the committee on judiciary.

On motion of Mr. Egan,

The House adjourned.



*Lansing, Tuesday, April 28, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by the Rev. Mr. Taylor.

Roll called: quorum present.

Absent without leave: Messrs. Beekman, Conrad, Collins, Ford, and Hankerd.

On motion of Mr. Voorhees,

Leave of absence was granted to Mr. Conrad for the day.

On motion of Mr. Boynton,

Leave of absence was granted to Mr. Hankerd for the day.

On motion of Mr. Ulrich,

Leave of absence was granted to Mr. Ford for the day.

On motion of Mr. O. N. Case,

Leave of absence was granted to Mr. Collins for the forenoon.

On motion of Mr. Carlton,

Leave of absence was granted to Mr. Beekman indefinitely on account of sickness.

#### PRESENTATION OF PETITIONS.

No. 904. By Mr. Boynton: Petition of Miss Eleanor E. M. Snow, Mrs. Helen O. Paddock, and Mrs. E. J. Sprague and one hundred and five others, relative to the Belknap municipal suffrage bill.

On demand of Mr. Boynton,

The petition was read at length and spread at large on the Journal, as follows:

*To the Honorable, the Senate and House of Representatives of the State of Michigan:*

The undersigned, citizens of the townships of Hanover, Concord, and Pulaski, Jackson county, Michigan, respectfully petition your honorable body to pass the Belknap bill to extend municipal suffrage to women. Let Michigan lead the way.

Referred to the committee on elections.

No. 905. By Mr. Beecher: Petition of J. A. Stone, J. C. Marshall, Altheron Wallace, and 135 others, relative to the manufacture and sale of oleomargine and butterine;

Referred to committee on agriculture.

No. 906. By Mr. Baker: Petition of R. T. House and S. Wallace and 42 others, of Monroe county, relative to the passage of the bounty bill;

Referred to committee on military affairs.

No. 907. By Mr. Blacker: Petition of Josephine Seymour, Mrs. J. B. Miller, and 451 others, for woman suffrage in municipal affairs;

Referred to committee on elections.

No. 908. By Mr. Blacker: Petition of J. Shiva, J. R. Lewis, and 37 others, for woman suffrage in municipal affairs;

Referred to committee on elections.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Michigan asylum for insane:

The committee on Michigan asylum for insane, to whom was referred

House bill No. 446, entitled

A bill to provide for the purchase of grass or farming lands for the use and benefit of the Michigan Asylum for the Insane, and to make an appropriation for the payment of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation ask to be discharged from the further consideration of the subject.

GEO. HOWELL, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee on ways and means.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate joint resolution No. 15 (File No. 12), entitled

Joint resolution extending the time for the completion of the Marquette, Houghton and Ontonagon railroad,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, with an amendment thereto, recommending that the amendment be concurred in, and that the joint resolution when so amended do pass, and ask to be discharged from the further consideration of the subject.

ALONZO C. DAVIS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Voorhees,

The House concurred in the amendments made to the joint resolution by the committee.

The joint resolution was then referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, April 27, 1885. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following concurrent resolution:

*Resolved by the Senate of the State of Michigan* (the House concurring therein), That there be added to the "joint select committee of eight" to whom is to be referred all bills relating to the assessment and collection of taxes, one member from the Senate and two from the House, to be appointed by the presiding officer of each body respectively;

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The question being on concurring in the adoption of the resolution,

The same was concurred in.

The Speaker announced as the additional members of the committee on the part of the House, provided for under the resolution, Messrs. Estee and O. N. Case.

The Speaker also announced the following:

SENATE CHAMBER, }  
 Lansing, April 27, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following concurrent resolution:

*Resolved* (the House concurring) that a joint committee, consisting of two from the Senate and two from the House, be appointed to provide for the distribution of the Legislative Manuals.

For which the House adopted the following substitute:

*Resolved by the Senate* (the House concurring) That a committee, consisting of five Representatives and three Senators, be appointed to fix upon a basis of distribution of the Legislative Manuals;

And now to inform the House that in the adoption of the substitute the Senate has non-concurred.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate*

The resolution was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER, }  
 Lansing, April 18, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 18 (File No. 83), entitled

A bill to secure the minority of stockholders, in corporations organized under general laws, the power of electing a representative membership in boards of directors;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

### THIRD READING OF BILLS.

House bill No. 395 (File No. 324), entitled

A bill to amend section 12 of chapter 3 of an act entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State," being act No. 243 of the session laws of 1881, approved June 8, 1881, said section 12 being section 1350 of Howell's Annotated Statutes,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Parkhurst,

The bill was laid on the table.

House bill No. 680 (File No. 282), entitled

A bill to amend section 1 of article V, act No. 259, session laws of 1873, entitled "An act to incorporate the village of Olio," relating to "of the president of said village," and subdivision 12th of section 2, article VI, of the

same act, relating to "of the board of trustees," and to add a new section to article XII of the same act to stand as section 9, relating to "of the limit of taxation," and to amend section 1, of article XXIV of the same act, relating to "of the Genesee county jail,"

Was read a third time and passed, a majority of all the members elect votin therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Crozer,	Mr. Jones,	Mr. Oviatt,
Baker,	Davis,	Kirkpatrick,	Post,
Bardwell,	Dickson,	Lincoln,	Potter,
Bates,	Diekema,	Malcolm,	Powers,
Beecher,	Dodge,	Manwaring,	Richardson,
Bentley,	Dunbar,	Markey,	Rumsey,
Black,	Egan,	Mason,	Sellers,
Boynton,	Eldred,	McClelend,	Stark,
Campbell,	Engleman,	McCormick,	Town,
Carlton,	Estee,	McGregor,	Ulrich,
Case, A. T.,	Gardner,	McKie,	Voorhees,
Case, J. A.,	Gibbs,	McNabb,	Wiggins,
Coomer,	Hammond,	North,	Wilson,
Cossitt,	Harper,	Northwood,	Woodruff,
Cross,	Hayes,		

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## NAYS.

Mr. Barry,	Mr. Holman,	Mr. Parkhurst,	Mr. Webber,
Case, O. N.,	Johnson,	Staples,	Williams,
Chapman,	Makelim,	Waltz,	Wright,
Divine,			

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The question being on agreeing to the title,

Mr. Bardwell moved to amend the title by adding after the words "subdivision 12th," the words "and 20th;"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Bardwell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 246 (File No. 262), entitled

A bill to change the name of certain streets in Bay City,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Dodge,	Mr. Makelim,	Mr. Shorts,
Baker,	Dunbar,	Malcolm,	Snyder,
Bardwell,	Egan,	Manwaring,	Staples,
Bates,	Eldred,	Markey,	Sutton,
Beecher,	Engleman,	Mason,	Town,
Bentley,	Estee,	McClelend,	Ulrich,
Black,	Gardner,	McGregor,	Voorhees,
Boynton,	Gibbs,	McKie,	Walthew,
Carlton,	Hammond,	McNabb,	Waltz,
Case, A. T.,	Harper,	North,	Watson,

Mr. Case, J. A.,	Mr. Hayes,	Mr. Northwood,	Mr. Webber,
Case, O. N.,	Holman,	Oviatt,	Wellman,
Cossitt,	Howell,	Parkhurst,	Wiggins,
Cross,	Johnson,	Post,	Williams,
Crozer,	Jones,	Potter,	Wilson,
Davis,	Kirkpatrick,	Powers,	Woodruff,
Dickson,	Lincoln,	Richardson,	Wright,
Diekema,	Long,	Rumsey,	Speaker,
Divine,			

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NAYS.

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Title agreed to.

On motion of Mr. Wright,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Post, by unanimous consent, moved to take from the table,

Senate bill No. 152 (File No. 54), entitled

A bill to re-incorporate the village of Roscommon, Roscommon county;

Which motion prevailed.

The question being on agreeing to the following amendment, heretofore offered:

"Amend line 8, section 1, by adding at the end of said line the following: Provided however, that the election held in and for said village on the 5th Monday of March, A. D. 1885, shall be and is hereby declared to be as legal in every respect as though held under the provisions of this act;"

The same was withdrawn.

Mr. Post moved to amend the bill by striking out in line 4, section 2, and line 1, section 3, the words "fifth Monday in March," and inserting the words "fourth Monday in May" in lieu thereof;

Which motion prevailed, two-thirds of all the members present voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

YEAS.

Mr. Adams,	Mr. Egan,	Mr. Manwaring,	Mr. Shorts,
Bardwell,	Eldred,	Markey,	Snyder,
Bates,	Engleman,	Mason,	Staples,
Beecher,	Estee,	McOlelend,	Sutton,
Bentley,	Gardner,	McCormick,	Town,
Boynton,	Gibbs,	McGregor,	Ulrich,
Carlton,	Hammond,	McKie,	Voorhees,
Case, J. A.,	Harper,	McNabb,	Walthew,
Chapman,	Hayes,	North,	Waltz,
Cossitt,	Howell,	Northwood,	Watson,
Cross,	Johnson,	Parkhurst,	Webber,
Crozer,	Jones,	Post,	Wellman,
Davis,	Kirkpatrick,	Potter,	Wiggins,
Dickson,	Lincoln,	Powers,	Williams,
Diekema,	Long,	Richardson,	Wilson,
Divine,	Makelim,	Rumsey,	Woodruff,
Dodge,	Malcolm,	Sellers,	Speaker,
Dunbar,			

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## NAYS.

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Title agreed to.

On motion of Mr. Post,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 323 (File No. 287), entitled

A bill to amend section 9 of chapter 227, compiled laws of 1871, being compiler's section 7127 relative to writs of error and certiorari, being section 8686 of Howell's Annotated Statutes of Michigan;

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Diekema offered the following substitute for recited section 9:

(§8686.) 5340-7127. SEC. 9. All writs of error upon any judgment or final determination rendered in any cause in any court of law and of record in this State, shall be brought within two years after the rendering of such judgment or final determination, and not after except in cases specified in the next two sections: *Provided, however*, That in all criminal cases such writs of error may be brought within any time before the sentence against the defendant in such case shall have expired. This *proviso* shall also apply to all criminal cases in which sentence or judgment shall have already been passed;

Mr. Holman moved to amend the substitute by striking out of the proviso the words, "This proviso shall apply to all criminal cases in which sentence or judgment shall have already been passed."

Which motion did not prevail.

The substitute was then agreed to, two-thirds of all the members present voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Diekema,	Mr. Manwaring,	Mr. Shorts,
Baker,	Divine,	Markey,	Snyder,
Bardwell,	Dodge,	McClelend,	Staples,
Bates,	Dunbar,	McCormick,	Stark,
Beecher,	Egan,	McGregor,	Sutton,
Bentley,	Eldred,	McKie,	Town,
Black,	Estee,	McNabb,	Voorhees,
Boynton,	Gardner,	North,	Waltz,
Carlton,	Gibbs,	Northwood,	Watson,
Case, A. T.,	Hayes,	Oviatt,	Webber,
Chapman,	Johnson,	Parkhurst,	Wellman,
Cossitt,	Jones,	Post,	Williams,
Cross,	Kirkpatrick,	Powers,	Wilson,
Dakin,	Lincoln,	Rumsey,	Woodruff,
Davis,	Makelim,	Sellers,	Speaker,
Dickson,	Malcolm,		

62

## NAYS.

Mr. Case, O. N., Mr. Holman, Mr. Long, Mr. Walthew, 4

Title agreed to.

Mr. Black, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

Senate joint resolution No. 15 (File No. 12), entitled  
Joint resolution extending the time for the completion of the Marquette,  
Houghton and Ontonagon railroad;

Which motion prevailed.

Mr. Black moved that the joint resolution be placed on the order of third reading,

Pending which,

On motion of Mr. Black,

The joint resolution was re-referred to the committee of the whole, and placed on the general order.

House bill No. 453 (File No. 297), entitled

A bill providing for the filing of a copy of the notes of a stenographer reporting the trial of a cause in the circuit court when specially ordered by such court, and to provide for payment for such copy,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Dakin,	Mr. Kirkpatrick,	Mr. Stark,	
Baker,	Davis,	Lincoln,	Sutton,	
Barry,	Dickson,	Markey,	Waltheu,	
Bates,	Divine,	McClelend,	Waltz,	
Black,	Dunbar,	McCormick,	Watson,	
Boynnton,	Egan,	Parkhurst,	Wellman,	
Campbell,	Engleman,	Post,	Woodruff,	
Carlton,	Estee,	Rumsey,	Wright,	
Cossitt,	Gardner,	Shorts,	Speaker,	
Gross,	Holman,	Staples,		39

#### NAYS.

Mr. Bardwell,	Mr. Dodge,	Mr. Jones,	Mr. Oviatt,	
Beecher,	Eldred,	Long,	Powers,	
Bentley,	Gibbs,	Malcolm,	Town,	
Brant,	Hammond,	Manwaring,	Ulrich,	
Case, A. T.,	Hayes,	McGregor,	Webber,	
Case, J. A.,	Howell,	McKie,	Williams,	
Chapman,	Johnson,			26

Mr. Dodge moved to reconsider the vote by which the House refused to pass the bill;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Dodge,

The bill was laid on the table.

House bill No. 498 (File No. 306), entitled

A bill to amend chapter 146 of the compiled laws of 1871, being an act for the collection of tolls and for the care, charge and operating of St. Mary's Falls ship canal, as amended by act No. 177 of the session laws of 1865, by act No. 118 of the session laws of 1877, and by act No 59 of the session laws of 1879, being chapter 211 of Howell's Annotated Statutes, by adding one new section thereto, to be known as section 11, authorizing any member of the board of control of said canal to administer oaths to witnesses brought before such board,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Davis,	Mr. Makelim,	Mr. Snyder,
Baker,	Dickson,	Malcolm,	Staples,
Bardwell,	Divine,	Manwaring,	Stark,
Bates,	Egan,	Mason,	Town,
Beecher,	Eldred,	McClelend,	Ulrich,
Bentley,	Engleman,	McCormick,	Voorhees,
Black,	Gardner,	McGregor,	Walthew,
Boynton,	Gibbs,	McKie,	Waltz,
Campbell,	Hammond,	McNabb,	Watson,
Carlton,	Harper,	North,	Webber,
Case, A. T.,	Hayes,	Oviatt,	Wellman,
Case, J. A.,	Holman,	Potter,	Wiggins,
Case, O. N.,	Howell,	Powers,	Williams,
Chapman,	Johnson,	Richardson,	Woodruff,
Cossitt,	Jones,	Rumsey,	Wright,
Cross,	Kirkpatrick,	Sellers,	Speaker,
Dakin,	Long,	Shorts,	

67

## NAYS.

0

Title agreed to.

House bill No. 331 (File No. 308), entitled

A bill to amend act No. 140 of the session laws of 1883, approved June 2, 1883, being an act entitled "An act to regulate the practice of dentistry in the State of Michigan,"

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Campbell moved to amend the bill, by adding thereto the words, "Provided, That all persons who have registered under the act of which this act is amendatory, shall not be required to register under this act;"

Which motion prevailed, two-thirds of all the members present voting therefor.

Mr. Town moved to amend the bill by striking out in line 10, recited section 11, the words "physicians, surgeons, and,"

Pending which,

Mr. Town moved that the bill be re-referred to the committee on public health; Which motion did not prevail.

The motion to amend the bill did not then prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barry,	Mr. Davis,	Mr. Kirkpatrick,	Mr. Sellers,
Bates,	Dickson,	Lincoln,	Shorts,
Bentley,	Divine,	Long,	Snyder,
Black,	Dodge,	Makelim,	Staples,
Boynton,	Dunbar,	Malcolm,	Stark,
Brant,	Egan,	Mason,	Sutton,
Campbell,	Eldred,	McClelend,	Ulrich,
Carlton,	Engleman,	McGregor,	Voorhees,



Mr. Case, J. A.,	Mr. Estee,	M.. McNabb,	Mr. Waltz,	
Case, O. N.,	Gardner,	Oviatt,	Watson,	
Coomer,	Gibbs,	Parkhurst,	Wellman,	
Cossitt,	Hammond,	Potter,	Wilson,	
Cross,	Harper,	Powers,	Woodruff,	
Crozer,	Hayes,	Richardson,	Wright,	
Dakin,	Holman,	Rumsey,	Speaker,	60

## NAYS.

Mr. Adams,	Mr. Chapman,	Mr. Manwaring,	Mr. Town,	
Bardwell,	Howell,	McCormick,	Walthew,	
Beecher,	Johnson,	McKie,	Webber,	
Case, A. T.,	Jones,	North,	Williams,	16

Title agreed to.

Mr. Campbell, by unanimous consent, moved to take from the table House bill No. 143 (File No. 104), entitled

A bill to amend section 4 of act No. 171, session laws of 1873, the same being compiler's section 9897, section 4, chapter 346, Howell's Annotated Statutes, relating to a State agency for the care of juvenile offenders;

Which motion prevailed.

The question being on the adoption of a substitute which had been offered and which appears at length in the Journal of April 24,

The substitute was agreed to, two-thirds of all the members present voting therefor.

Mr. Campbell moved to amend the substitute by inserting a new section therein as follows:

SEC. 2. Whenever a complaint is made or pending against any boy under the age of sixteen years, or girl under the age of seventeen years, for the commission of any offense not punishable by law with imprisonment for life, before any court or magistrate having competent jurisdiction thereof, it shall be the duty of such court or magistrate, at once and before any further proceedings are had in the case, to give notice in writing of the pendency to said agent, if there shall be one in said county, who shall have opportunity allowed him to investigate the charge or charges; and upon receiving such notice the agent shall immediately proceed to inquire into and make a full examination of the parentage and surroundings of the child and of all the facts and circumstances of the case, and report the same to the court or magistrate, who shall advise and council with the said agent; and if upon such consultation, after full investigation and proof of the offense charged, it shall appear to the court that the public interest and the interest of such child will be best subserved thereby, he may make an order for the return of such child to his or her parents, guardian, or friends; or he may authorize said agent, under the advice and approval of the judge of probate of the county, to take such child and bind him or her out to some suitable person until he or she shall have attained the age of twenty-one years, or for any less time, or impose a fine, or to suspend sentence for a definite or indefinite period, or if the child is found guilty of the offense charged, and appears to be willfully wayward and unmanageable, the court may cause him or her to be sent to the Reform School, Industrial Home for Girls, or to any State institution authorized by law to receive such boy or girl, subject to such conditions of sex and age as are now provided by law for the reception of children in said school or institution, and in such cases the report of the agent shall be attached to the

mittimus, and the child be placed in charge of the agent to be conveyed under his direction to the institution, and for such services the same fees shall be allowed as are paid to sheriffs in like cases;

Also to amend the enacting section so as to include section two, as above recited;

Which motion prevailed, two-thirds of all the members present voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Crozer,	Mr. Kirkpatrick,	Mr. Sellers,
Bardwell,	Dakin,	Lincoln,	Shorts,
Bates,	Dickson,	Long,	Snyder,
Beecher,	Divine,	Makelim,	Staples,
Bentley,	Dunbar,	Malcolm,	Town,
Boynton,	Eldred,	Markey,	Voorhees,
Brant,	Engleman,	McOlelend,	Walthew,
Campbell,	Estee,	McCormick,	Watson,
Case, A. T.,	Gardner,	McGregor,	Webber,
Case, J. A.,	Gibbs,	North,	Wellman,
Case, O. N.,	Harper,	Oviatt,	Wiggins,
Chapman,	Holman,	Parkhurst,	Williams,
Coomer,	Howell,	Potter,	Wilson,
Cossitt,	Johnson,	Powers,	Wright,
Cross,	Jones,	Rumsey,	Speaker, 60

## NAYS.

Mr. Barry,

1

The question being on agreeing to the title,

Mr. Campbell moved to amend the title to read as follows:

A bill to amend sections 1, 2, 3, 4, and 5 of an act establishing a State agency for the care of juvenile offenders, approved April 29, 1873, as amended by "An act to amend Sec. 1 of said act," approved March 19, 1875, the same being sections 9894, 9895, 9896, 9897, and 9898 of Howell's Annotated Statutes;

Which motion prevailed.

The title as amended was then agreed to.

House bill No. 406 (File No. 328), entitled

A bill to amend section 57 of act No. 249 of the session laws of 1871, entitled "An act to incorporate the city of Alpena," approved March 29, 1871, as amended by act No. 311, local acts of 1877, approved April 23, 1867,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Dakin,	Mr. Lincoln,	Mr. Shorts,
Bardwell,	Davis,	Long,	Snyder,
Barry,	Dickson,	Makelim,	Staples,
Bates,	Divine,	Malcolm,	Stark,
Beecher,	Dunbar,	Manwaring,	Town,
Bentley,	Egan,	McOlelend,	Ulrich,

Mr. Black,	Mr. Eldred,	Mr. McCormick,	Mr. Voorhees,
Boynton,	Engleman,	McGregor,	Walthew,
Brant,	Gardner,	McKie,	Watson,
Campbell,	Gibbs,	North,	Webber,
Carlton,	Hammond,	Oviatt,	Wellman,
Case, A. T.,	Hayes,	Parkhurst,	Wiggins,
Case, J. A.,	Holman,	Potter,	Williams,
Case, O. N.,	Howell,	Powers,	Wilson,
Chapman,	Johnson,	Richardson,	Woodruff,
Cossitt,	Jones,	Rumsey,	Wright,
Cross,	Kirkpatrick,	Sellers,	Speaker,
Crozer,			

69

NAYS.

0

Title agreed to.

On motion of Mr. J. A. Case,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

House bill No. 704 (File No. 313) entitled

A bill to extend and regulate the liability of employers to make compensations for personal injuries suffered by employes or workmen in their service,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adams,	Mr. Coomer,	Mr. Makelim,	Mr. Rumsey,
Baker,	Cossitt,	Malcolm,	Shorts,
Barry,	Cross,	McOlelend,	Stark,
Bates,	Dakin,	McCormick,	Sutton,
Bentley,	Divine,	McGregor,	Ulrich,
Black,	Dodge,	McKie,	Voorhees,
Boynton,	Dunbar,	McNabb,	Walthew,
Brant,	Egan,	Northwood,	Waltz,
Campbell,	Engleman,	Oviatt,	Watson,
Carlton,	Estee,	Parkhurst,	Wellman,
Case, A. T.,	Hammond,	Post,	Wiggins,
Case, J. A.,	Harper,	Potter,	Williams,
Case, O. N.,	Hayes,	Powers,	Wright,
Chapman,	Long,	Richardson,	Speaker,

56

NAYS.

Mr. Beecher,	Mr. Holman,	Mr. Kirkpatrick,	Mr. Staples,
Crozer,	Howell,	Markey,	Town,
Dickson,	Johnson,	North,	Webber,
Gardner,	Jones,		

14

Title agreed to.

Mr. Dodge moved that President Angell, of the State University, be invited to deliver his lecture on "China" this evening, and that the use of Representative hall be tendered for that purpose;

Which motion prevailed.

On motion of Mr. Oviatt,

The House took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: a quorum present.

Mr. Adams moved to reconsider the vote by which the House passed House bill No. 704 (File No. 318), entitled

A bill to extend and regulate the liability of employers to make compensations for personal injuries suffered by employes or workmen in their service;

Mr. Egan moved to lay the motion to reconsider on the table.

Mr. Egan demanded the yeas and nays.

The demand was seconded, and the motion to lay the motion to reconsider on the table prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Barry,	Mr. Egan,	Mr. Manwaring,	Mr. Stark,
Boynton,	Eldred,	McClelend,	Sutton,
Brant,	Estee,	McGregor,	Ulrich,
Carlton,	Hammond,	McNabb,	Walthew,
Case, O. N.,	Hampton,	Northwood,	Waltz,
Collins,	Harper,	Parkhurst,	Wellman,
Coomer,	Lincoln,	Powers,	Williams,
Cossitt,	Long,	Richardson,	Wilson,
Dakin,	Malcolm,	Shorts,	Wright,
Dunbar,			

37

## NAYS.

Mr. Adams,	Mr. Chapman,	Mr. Johnson,	Mr. Sellers,
Baker,	Crozer,	Jones,	Town,
Bates,	Dickson,	Kirkpatrick,	Watson,
Beecher,	Divine,	McCormick,	Wood,
Blacker,	Gardner,	McKie,	Woodruff,
Campbell,	Hayes,	North,	Speaker,
Case, A. T.,	Holman,	Post,	

27

The House resumed the

## THIRD READING OF BILLS.

House bill No. 106 (File No. 330), entitled

A bill to amend act No. 351 of the laws of 1879, entitled "An act to prevent the sale of unsound meat or provisions in the city of Detroit," approved April 19, 1879, as amended by act No. 419 of the session laws of 1881, and to add a new section thereto to be known as section 9 of said act,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Dickson,	Mr. Malcolm,	Mr. Snyder,
Baker,	Divine,	Manwaring,	Stark,
Bardwell,	Egan,	McClelend,	Sutton,
Bates,	Eldred,	McGregor,	Town,
Beecher,	Estee,	McKie,	Ulrich,
Bentley,	Ford,	McNabb,	Voorhees,
Boynton,	Gardner,	North,	Walthew,
Campbell,	Hammond,	Northwood,	Swift,

Mr. Carlton,	Mr. Harper,	Mr. Oviatt,	Mr. Watson,
Case, J. A.,	Hayes,	Parkhurst,	Wellman,
Case, O. N.,	Holman,	Post,	Wilson,
Collins,	Johnson,	Powers,	Wood,
Coomer,	Jones,	Richardson,	Woodruff,
Cossitt,	Kirkpatrick,	Rumsey,	Wright,
Crozer,	Long,	Shorts,	Speaker,
Dakin,			

61

NAYS.

0

Title agreed to.

House bill No. 180 (File No. 331), entitled

A bill to prevent accidents by line shafting used on fair grounds or other public places where machinery is running on exhibition,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Boynton moved to amend the bill by inserting in line 8, section 1, and in lines 1 and 2, section 2, after the word "shafting" the words "and belting";

Which was withdrawn.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bardwell,	Mr. Dakin,	Mr. Makelim,	Mr. Snyder,
Bates,	Davis,	Malcolm,	Stark,
Beecher,	Divine,	Manwaring,	Sutton,
Bentley,	Dunbar,	McOlelend,	Town,
Boynton,	Egan,	McCormick,	Ulrich,
Brant,	Eldred,	McGregor,	Walthew,
Campbell,	Estee,	McKie,	Waltz,
Carlton,	Ford,	McNabb,	Watson,
Case, A. T.,	Gardner,	North,	Webber,
Case, J. A.,	Hammond,	Northwood,	Wellman,
Case, O. N.,	Hampton,	Oviatt,	Wiggins,
Chapman,	Harper,	Parkhurst,	Williams,
Coleman,	Hayes,	Post,	Wilson,
Collins,	Holman,	Powers,	Wood,
Coomer,	Johnson,	Richardson,	Woodruff,
Cossitt,	Jones,	Rumsey,	Wright,
Cross,	Lincoln,	Sellers,	Speaker,
Crozer,	Long,	Shorts,	

71

NAYS.

Mr. Adams,

1

Title agreed to.

House bill No. 585 (File No. 289), entitled

A bill to authorize and empower the board of control of State swamp lands to lay out, open, and construct a drain or water course in the townships of Verona and Colfax, in the county of Huron, in this State, and to make an appropriation of swamp lands therefor.

Mr. Hampton moved to amend the bill by striking out in line 5, section 2, all after the word "Huron," and all of line 6;

Which was not agreed to.

On motion of Mr. Lincoln,

The bill was re-committed to the committee on public lands.

Senate bill No. 211 (File No. 132), entitled

A bill to establish and regulate a mining school in the Upper Peninsula;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Crozer,	Mr. Johnson,	Mr. Potter,
Bardwell,	Davis,	Jones,	Rumsey,
Bates,	Dickson,	Kirkpatrick,	Sellers,
Beecher,	Divine,	Lincoln,	Snyder,
Bentley,	Dunbar,	Makelim,	Town,
Blacker,	Egan,	Malcolm,	Walthew,
Brant,	Eldred,	Manwaring,	Waltz,
Campbell,	Engleman,	Markey,	Watson,
Carlton,	Estee,	Mason,	Webber,
Case, A. T.,	Ford,	McCormick,	Wellman,
Case, J. A.,	Gardner,	McKie,	Wiggins,
Case, O. N.,	Hammond,	McNabb,	Wood,
Coleman,	Harper,	North,	Woodruff,
Collins,	Hayes,	Oviatt,	Wright,
Cross,	Holman,	Parkhurst,	Speaker, 60

## NAYS.

Mr. Hampton,	Mr. Ulrich,	Mr. Williams,	Mr. Wilson,
Long,			5

Title agreed to.

On motion of Mr. Davis,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 590 (File No. 293), entitled

A bill to provide for the appointment and compensation, and to prescribe the duties of a stenographer for the 22d judicial circuit,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Crozer,	Mr. Johnson,	Mr. Sellers,
Baker,	Davis,	Jones,	Shorts,
Bardwell,	Dickson,	Kirkpatrick,	Snyder,
Bates,	Divine,	Lincoln,	Sutton,
Beecher,	Dodge,	Manwaring,	Town,
Bentley,	Dunbar,	Mason,	Ulrich,
Blacker,	Egan,	McCormick,	Waltz,
Boynton,	Eldred,	McKie,	Watson,
Brant,	Engleman,	McNabb,	Wellman,
Campbell,	Estee,	North,	Wiggins,
Carlton,	Ford,	Oviatt,	Wilson,
Case, A. T.,	Gardner,	Parkhurst,	Wood,
Case, J. A.,	Hampton,	Post,	Woodruff,
Case, O. N.,	Hayes,	Potter,	Wright,
Collins,	Holman,	Rumsey,	Speaker,
Cross,			61

## NAYS.

0

## • Title agreed to.

House bill No. 437 (File No. 334), entitled

A bill to amend section No. 13 of chapter 286 of Howell's Annotated Statutes, being compiler's section No. 8296, relative to summary proceedings to recover the possession of lands in other cases,

Was read a third time and passed, a majority of all the members elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Divine,	Mr. Malcolm,	Mr. Snyder,
Baker,	Dunbar,	Manwaring,	Stark,
Bardwell,	Eldred,	Markey,	Town,
Bates,	Estee,	Mason,	Ulrich,
Bentley,	Ford,	McCormick,	Voorhees,
Black,	Gardner,	McKie,	Waltz,
Boynton,	Hammond,	North,	Watson,
Campbell,	Hampton,	Oviatt,	Webber,
Carlton,	Harper,	Parkhurst,	Wellman,
Case, A. T.,	Hayes,	Post,	Wiggins,
Case, J. A.,	Johnson,	Potter,	Williams,
Case, O. N.,	Jones,	Powers,	Wood,
Collins,	Kirkpatrick,	Rumsey,	Woodruff,
Cross,	Lincoln,	Sellers,	Wright,
Crozer,	Long,	Shorts,	Speaker,
Dickson,	Makelim,		

62

0

## NAYS.

## Title agreed to.

House joint resolution No. 20 (File No. 19), entitled

Joint resolution directing the Commissioner of the State Land Office to cause to be issued to Wm. S. Charles a patent for W $\frac{1}{2}$  of S W $\frac{1}{2}$ , section 33, town 2 south, range 15 west, the same being State swamp land,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Davis,	Mr. Lincoln,	Mr. Rumsey,
Baker,	Dickson,	Long,	Shorts,
Bardwell,	Divine,	Makelim,	Snyder,
Bates,	Dunbar,	Malcolm,	Town,
Beecher,	Egan,	Manwaring,	Ulrich,
Bentley,	Eldred,	Markey,	Voorhees,
Black,	Estee,	Mason,	Walthew,
Blacker,	Ford,	McCormick,	Waltz,
Boynton,	Gardner,	McKie,	Watson,
Campbell,	Hammond,	McNabb,	Webber,
Carlton,	Hampton,	North,	Wellman,
Case, A. T.,	Harper,	Oviatt,	Wiggins,
Case, J. A.,	Hayes,	Parkhurst,	Wood,
Case, O. N.,	Holman,	Post,	Woodruff,
Collins,	Johnson,	Potter,	Wright,
Cross,	Jones,	Powers,	Speaker,
Crozer,	Kirkpatrick,		

66

## NAYS.

0

The question being on agreeing to the title,  
Mr. Cross moved to amend the title by striking out the figures "15" before the word "west," and inserting the figures "14" in lieu thereof.

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Cross,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. Markey,

The House took up

## MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, April 28, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following joint resolution: House joint resolution No. 31 (File No. 16), entitled

Joint resolution authorizing the Governor to issue a patent to Chester C. Morton, of Cass county, for the e  $\frac{1}{4}$  of the southeast fractional  $\frac{1}{4}$  of section 16, in township 5 south, of range number 15 west, in Cass county, the same being primary school lands;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, April 28, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 623 (File No. 244), entitled

A bill to amend chapter 189 of the session laws of 1871, being chapter 263 of Howell's Annotated Statutes, relative to the trial of issues of fact, by adding a new section to stand as section 73;

And to inform the House that the Senate has amended the same as follows:

1. By adding the following to stand as an enacting section:

SECTION 1. *The People of the State of Michigan enact*, That a new section be added to chapter 189 of the compiled laws of 1871, being chapter 263 of Howell's Annotated Statutes, relative to the trial of issues of fact, to stand as section 73, and to read as follows:

2. By striking out of section 73 the words, "the people of the State of Michigan enact;"

And also to inform the House that the Senate has amended the title as follows:

By striking out the word "session" and inserting in lie thereof the word "compiled;"



In the passage of which, as thus amended, and with the title so amended the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

Laid over one day under the rules.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, April 28, 1885.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following bill:

House bill No. 349 (File No. 166), entitled

A bill to amend section 6 of chapter 46 of the compiled laws of 1871, being compiler's section 1638 of Howell's Annotated Statutes of Michigan for 1882, relative to burial grounds;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, April 28, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 416, entitled

A bill to authorize the board of supervisors of Charlevoix county to establish, maintain, and operate a ferry across the south arm of Pine Lake at or near Ironton in said county;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, April 28, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 270 (File No. 212), entitled

A bill to incorporate the village of Oscoda;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take

immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, April 28, 1885. }

*To the Honorable House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 169 (File No. 155), entitled

A bill to amend sections 2 and 7 of act No. 169 of the public acts of 1881, to increase the salary of the State Librarian,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on State library.

By unanimous consent the committee on ways and means reported as follows:

The committee on ways and means, to whom was referred

Senate bill No. 107 (File No. 139), entitled

A bill making an appropriation for furnishing and providing apparatus for the Northern Asylum for the Insane at Traverse City, Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman.*

Report accepted and committee discharged.

Mr. J. A. Case moved that the rules be suspended, and the bill be put upon its immediate passage;

Which motion did not prevail.

Mr. Bates moved that the bill be made the special order for April 29, at 2 P. M.;

Which motion prevailed, two-thirds of all the members present voting therefor.

By unanimous consent the committee on ways and means reported as follows:

The committee on ways and means, to whom was referred

Senate bill No. 359 (File No. 162), entitled

A bill making an appropriation of fifteen thousand (\$15,000) dollars as a working capital for the Northern Michigan Asylum for the Insane,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Rumsey,

By a vote of two-thirds of the members present, the bill was made the special order for April 29, at 2 o'clock P. M.

By unanimous consent, the following report was made:

Your special committee on investigation beg leave to report that they, having employed Chas. H. Bender as clerk of said committee, that they have this day allowed his claim of \$142.10 for services on said committee, and respectfully ask that the same be allowed and a voucher drawn therefor.

FRANK L. DODGE, *Chairman*.

Report accepted.

The question being on the allowance of the claim,

Mr. Estee moved that the report be referred to the committee on ways and means.

Which motion did not prevail.

The account was then allowed, and ordered paid.

Mr. Walthew moved to take from the table

Senate joint resolution No. 1, (File No. 1), entitled

Joint resolution to hasten the civilization of Indians.

Which motion did not prevail.

#### GENERAL ORDER.

On motion of Mr. Oviatt,

The House went into committee of the whole on the general order;

Whereupon the Speaker called Mr. Long to the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 362, (File No. 96), entitled

A bill to amend section 4 of act No. 316 of the session laws of 1877, as amended by act No. 323 of the session laws of 1879, being an act entitled "An act to reorganize the Union School District of the City of Flint, and to repeal act No. 309, of the session laws of 1867, act No. 375 of the session laws of 1871, and act No. 23 of the session laws of 1873;"

2. Senate bill No. 316 (File No. 135), entitled

A bill to amend section 2 of act No. 27 of the session laws of 1882, approved March 15, 1882, entitled "An act to provide for the incorporation of the Grand Council of the Royal Templars of Temperance, and any select council of the order in the State of Michigan;"

3. House bill No. 146 (File No. 55), entitled

A bill to amend act No. 179 of the session laws of 1883, entitled "An act to regulate the width of wagon tires to be used with lumber wagons," so that it will read as follows:

Have made no amendments thereto, and have directed their chairman to report the same back to the House and recommend their passage.

The committee of the whole have had under consideration the following entitled bill:

4. House bill No. 494 (File No. 238) entitled

A bill to provide for the taxation of railway or railroad companies organized and existing under any special act or acts of incorporation or consolidation, or

which have heretofore been taxed under any special act or acts, and to repeal all actors parts of acts inconsistent with the provisions of this act;

And have directed their chairman to report the same back to the House with the recommendation that it be made the special order for Thursday, April 30, at 10 o'clock A. M.

The committee of the whole have had under consideration the following entitled bill:

5. House bill No. 653 (File No. 321), entitled

A bill to amend section 17, chapter 96, being section 3582 of Howell's Annotated Statutes, relative to tolls on toll roads;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

J. D. LONG, *Chairman*.

Report accepted and committee discharged.

The first, second, and third named bills were placed on the order of third reading.

On motion of Mr. Carlton,

The House concurred in the recommendation of the committee relative to the fourth named bill, and it was made the special order for April 30th at 10 o'clock A. M.

The question being on the House concurring in the action of the committee in striking out all after the enacting clause of the fifth named bill,

On motion of Mr. Stark,

The bill was referred to the committee of the whole and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following:

House bill No. 132 (File No. 354), entitled

A bill to amend sections 5 and 21 of act No. 97 of the session laws of 1879, as amended, being sections 6539 and 6555 of Howell's Annotated Statutes of Michigan of 1882, relative to filling vacancies in the superior court of Detroit;

Also,

House bill No. 111, entitled

A bill to restrict the powers of the commissioner of highways of the township of Republic, in the county of Marquette, and to authorize the township board of said township to provide for maintaining the streets, sidewalks, crosswalks, and alleys now and hereafter built in the village of Republic, and to maintain a fire department, and to regulate and license auctioneers and peddlers in said village;

Also,

House bill No. 100 (File No. 50), entitled

A bill to establish a State board of fish commissioners, and to repeal act No. 124, session laws of 1873, act No. 71, session laws of 1875, and act No. 3, session laws of 1882;

Also,

House bill No. 22 (File No. 93), entitled

A bill to provide for a uniform system of examination of teachers for the county of Alpena.

FLOYD L. POST, *Acting Chairman*.

Report accepted.

Mr. Bates, by unanimous consent, offered the following:

*Resolved*, That the several committees are hereby requested to report the number of bills remaining in their hands that will probably be reported under the order of "Reports of Standing Committees," at to-morrow's meeting of this House, 10 o'clock A. M., upon call of the several committees by the clerk;

Which was adopted.

On motion of Mr. Sellers,

The House adjourned.

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*Lansing, Wednesday, April 29, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Franklin.

Roll called: quorum present.

Absent without leave: Messrs. Cannon, Conrad, Gibbs, Hankerd, McGregor, McNabb, and Wilson.

On motion of Mr. Boynton,

Leave of absence was granted to Mr. Hankerd indefinitely, on account of sickness.

On motion of Mr. Northwood,

Leave of absence was granted to Mr. McGregor for the morning.

On motion of Mr. A. T. Case,

Leave of absence was granted to Mr. Gibbs for the morning.

#### REPORTS OF STANDING COMMITTEES.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 446, entitled

A bill to provide for the purchase of grass or farming land for the use and benefit of the Michigan Asylum for the Insane, and to make an appropriation for the payment of the same,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Bates,

The bill was laid on the table.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 227, entitled

A bill to establish the Michigan Inebriate Asylum and to provide for the detention of drunkards,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment

and without recommendation and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Bates,

The bill was laid on the table.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 410, entitled

A bill to provide for the erection of a building in the city of Detroit to be used for certain State military purposes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. O. N. Case,

The bill was laid on the table.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 614, entitled

A bill to provide for the appointment by the Governor of 10 cadets to the Michigan Military Academy at Orchard Lake,

Respectfully report that they have had the same under consideration, and back to the House without amendment, and ask that it be printed for the use of the committee, and that at the proper time the title may be amended by substituting the word eleven for the word ten.

M. E. RUMSEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Estee,

The bill was laid on the table.

By the committee on ways and means:

The committee on ways and means, to whom was referred

Senate bill No. 222 (Senate File No. 114) entitled

A bill to provide for heating, finishing, and furnishing of the asylum for insane criminals,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Oviatt,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on State school for blind:

The committee on State school for blind, to whom was referred

Senate bill No. 263 (Senate File No. 185), entitled

A bill making appropriations for the current expenses and for buildings, etc., for the Michigan School for the Blind for the years 1885 and 1886,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

E. K. WOOD, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee on ways and means.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 402, entitled

A bill to amend sections 30 and 52 of chapter 78 of the compiled laws of 1871, being compiler's sections 2590 and 2612, and being also sections 3625 and 3647 of Howell's Annotated Statutes, relative to plank roads,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAS. W. McCORMICK, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 581, entitled

A bill to license and regulate roller skating rinks,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, with the accompanying substitute therefor, recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

FREE ESTEE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Estee,

The original bill and the substitute were both then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on university:

The committee on university, to whom was referred

Senate bill No. 201 (File No. 64), entitled

A bill to extend aid to the University of Michigan, and to repeal section 1 of act No. 32 of the session laws of 1873, being section 4944 of Howell's Annotated Statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. G. PARKHURST, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee on ways and means.

By the committee on university:

The committee on university, to whom was referred

Senate bill No. 202 (File No. 65), entitled

A bill making an appropriation for the maintenance of the University of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. G. PARKHURST, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee on ways and means.

By the minority of the committee on education:

The undersigned member of the university committee to whom was referred Senate bill No. 202 (File No. 65), making appropriations for such institution, and also Senate bill No. 201 (File No. 64), increasing the annual tax levied upon the real and personal property of this State from one-twentieth mill to one-tenth mill, begs leave to respectfully dissent from the report made by the balance of the committee in the following particulars:

In thus regretfully and reluctantly dissenting from the requests made by an institution whose friends and alumni are scattered thickly over the State, let the assurance first be made, that it is with no thought of crippling or in any manner embarrassing our great University in which every Michigan man ought justly to be proud; but it is rather in the belief that the future prosperity and maintenance of any State institution not charitable in its nature, or for the immediate protection of the people, hangs upon an economical administration of its affairs, and an a fair adjustment of its objects and aims with other State institutions of similar character.

The Legislature should give to the University a liberal appropriation for its current expenses and such as will enable it to keep pace with sister colleges in this and other States. But while this is true it ought not to be forgotten that never was any Legislature of Michigan called upon to make as large appropriations as the present one, nor the other fact that *necessities* must first be cared for.

The items of Senate bill No. 292 (File No. 65), to which the dissenting member of your committee objects, are as follows:

I.

The appropriation of \$25,000 for the purpose of constructing a mechanical engineering department.

The reasons briefly urged being:

1. That the establishment of one such institution at the Agricultural College has already been made by the present Legislature at an expense of \$17,000 to the State.

2. That the mechanical school at the Agricultural College will be supported in time without any expense to the State from the grant of lands by the U. S. government. That those lands when sold will at a moderate valuation amount to \$1,300,000, and afford an annual income of more than \$90,000, and that one of the specific purposes of this grant from the government was the establishment of such school.

3. The establishment of a mechanical school at the University is but the beginning of a line of appropriations for its support that must continue so long as the department shall remain, and prospectively at a greater expense



than any other department of the college in proportion to the numbers taught.

4. So far as research has been extended by the dissenting member of your committee, not a single mechanical engineering school has been established in any of the States at State expense, except in connection with Agricultural Colleges, and such as have been thus established are supported principally or wholly by U. S. land grants.

This Legislature having already established one such school at State expense, should not create a second in the same session of like or similar character.

## II.

The item for a testing machine to cost \$5,000 may well be eliminated from the bill should the appropriation for the mechanical school fail, and is not a necessity should the mechanical school be established.

## III.

Should the item of \$25,000 above be stricken out, then should follow the item of \$3,000 for additional help in this mechanical school, asked in prospect of its establishment, and which would not be required.

## IV.

It is believed the amount required and asked for contingent expenses should be reduced from \$7,500 to \$5,000 per year, and that such sum will be amply sufficient to meet all unforeseen expenses.

## V.

Although \$7,500 per year has been granted during the last two years for the purchase of books for the library, it was to meet what was claimed to be special needs, and it would seem that the request for a like amount for the next two years might be reduced at least \$2,500 per year without at all crippling the library, and still be amply sufficient to meet all required needs.

## VI.

The gymnasium asked for by the students, at a cost of \$10,000, is a demand met with grave doubts when we consider the imperative demands made upon the people in other directions.

## VII.

The increase of the one-twentieth mill to one-tenth mill tax is opposed to the policy of our State institutions. The permanent receipts to the University by existing laws are now about \$140,000 per year, outside of the general and special appropriations asked from the Legislature. By the increase asked, \$40,500 more would be annually appropriated upon the present valuation of property, and would increase as the years go on. No good reason can be given why the University should be thus favored, and all of our other institutions be made biennially to render an account of their use of State funds and of their condition to the Legislature.

The dissenting member of your committee would therefore most respectfully recommend that the appropriation asked for in Senate bill No. 202 (File No. 65), be so amended as to eliminate \$48,000 from said bill for the year 1885, which will still leave the appropriation for the current expenses of the University, and for repairs in excess of the amounts granted the institution in former years, and would further recommend that Senate bill No. 201 (File No. 64), do not pass.

The dissenting member of your committee therefore respectfully reports back to the House the accompanying substitute for House bill No. 202, (File No.

65), recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL.

Report accepted.

On motion of Mr. Campbell,

The substitute was ordered printed at length in the Journal, as follows:

Substitute for

Senate bill No. 202 (File No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan.

SECTION 1. *The People of the State of Michigan enact*, That there shall be and is hereby appropriated out of the State treasury, for the use and maintenance of the University of Michigan, the following sums, to-wit: For the year 1885 \$46,000, and for the year 1886 \$46,000, for the following purposes:

For repairs and contingent expenses for the year 1885 the sum of \$16,000, and for the year 1886 the sum of \$16,000.

For books for libraries for the year 1885 the sum of \$5,000, and for the year 1886 the sum of \$5,000.

For homœopathic college and hospital for the year 1885 the sum of \$6,200, and for the year 1886 the sum of \$6,200.

For the University hospital for the year 1885 the sum of \$5,000, and for the year 1886 the sum of \$5,000.

For the dental college for the year 1885 the sum of \$3,000, and for the year 1886 the sum of \$8,000.

For a clock for the University the sum of \$2,000 for the year 1885.

For assistance in mechanical laboratory for the year 1885, the sum of \$1,000; and for the year 1886 the sum of \$1,000.

For increase in the salaries of the law professors for the year 1885, the sum of \$2,500; and for the year 1886, the sum of \$2,500.

By the committee on insurance:

The committee on insurance, to whom was referred

House bill No. 474, entitled

A bill to validate and make binding certain contracts, and agreements made with Fire Insurance companies organized under the laws of this State, prescribing, limiting, and restricting the liability of persons insured therein, and the members thereof for the losses and expenses of such companies,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. CROSS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 657, entitled

A bill to amend sections 27, 39, and 93, and to repeal section 90 of an act entitled "An act to incorporate the city of Ionia," approved March 21, 1873, as amended,

Respectfully report that they have had the same under consideration, and

have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporation, to whom was referred

Senate bill No. 84 (File No. 170), entitled

A bill to amend section 8, and to repeal sections 13, 14, 15, and 16 of act No. 215 of the session laws of 1873, entitled "An act to incorporate the village of Howard City," approved March 14, 1873, and to add one new section thereto, to stand as section 39,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Watson,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Diekema,	Mr. Lincoln,	Mr. Shorts,
Bardwell,	Divine,	Malcolm,	Snyder,
Bates,	Dodge,	Manwaring,	Staples,
Bentley,	Egan,	Markey,	Stark,
Black,	Eldred,	McOlelend,	Swift,
Boynton,	Estee,	McCormick,	Town,
Carlton,	Gardner,	McKie,	Walthew,
Case, A. T.,	Hammond,	North,	Watson,
Chapman,	Hampton,	Northwood,	Webber,
Coleman,	Harper,	Oviatt,	Weiss,
Collins,	Hayes,	Parkhurst,	Wellman,
Coomer,	Howell,	Post,	Wiggins,
Cossitt,	Johnson,	Potter,	Williams,
Cross,	Jones,	Powers,	Wood,
Crozer,	Kelly,	Richardson,	Woodruff,
Dakin,	Kirkpatrick,	Rumsey,	Speaker,
Dickson,			

65

#### NAYS.

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Title agreed to.

On motion of Mr. Watson,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on judiciary:

The committee on judiciary to whom was referred

House joint resolution No. 18, entitled

A joint resolution authorizing the Auditor General to pay the county treasurers for the making sales of land delinquent for taxes,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House with the accompanying substitute therefor, entitled

Joint resolution authorizing the Auditor General to suspend the sale of land delinquent for taxes of 1882,

Recommending the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The joint resolution as substituted was read a first and second time by its title,

On motion of Mr. Estee,

The House concurred in the adoption of the substitute reported by committee.

On motion of Mr. Estee,

The rules were suspended, two-thirds of all the members present voting therefor, and the joint resolution was put upon its immediate passage.

The joint resolution having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Parkhurst moved that the joint resolution be made the special order for 4 o'clock this afternoon,

Mr. Chapman moved to amend the motion by making the hour 7 o'clock this evening;

Which was withdrawn.

The motion to make the joint resolution a special order was then withdrawn.

The joint resolution was then passed, a majority of all the members elect voting therefor by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Dickson,	Mr. Long,	Mr. Shorts,
Bardwell,	Diekema,	Makelim,	Snyder,
Bates,	Divine,	Malcolm,	Staples,
Beecher,	Dodge,	Manwaring,	Stark,
Bentley,	Egan,	Markey,	Swift,
Black,	Eldred,	Mason,	Town,
Blacker,	Estee,	McClelend,	Ulrich,
Brant,	Ford,	McCormick,	Walthew,
Campbell,	Gardner,	McKie,	Waltz,
Case, A. T.,	Hammond,	North,	Watson,
Case, J. A.,	Hampton,	Northwood,	Webber,
Chapman,	Harper,	Oviatt,	Weiss,
Coleman,	Howell,	Parkhurst,	Wellman,
Collins,	Johnson,	Potter,	Wiggins,
Coomer,	Jones,	Powers,	Williams,
Cossitt,	Kelly,	Richardson,	Wood,
Cross,	Kirkpatrick,	Rumsey,	Woodruff,
Crozer,	Lincoln,	Sellers,	Speaker,
Davis,			

## NAYS.

Mr. Baker,                      Mr. Dakin,                      Mr. Holman,                      Mr. Post,  
    Case, O. N.,                      Dunbar,

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Title agreed to.

On motion of Mr. Markey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 733, entitled

A bill to amend section 9030 of Howell's Annotated Statutes, being section 5668 of compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 595, entitled

A bill to authorize the treasurer of Decatur township to return to the taxpayers the amount paid for the lowering of Dowagiac creek,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 456, entitled

A bill to authorize the transcript of a judgment from the docket of one justice of the peace to that of another within this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Rumsey,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 6 (File No. 3), entitled

A bill to amend section 6 of act No. 558 of public acts of 1879, being section 8382 of Howell's Statutes, relative to the enforcement of liens of mechanics and others,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

In compliance with the resolution offered by Mr. Bates, and adopted by the House on April 27th, the judiciary beg leave to report that the number of bills and joint resolutions still in the hands of the committee is as follows:

Unconsidered:

House bills..... 39

House joint resolutions..... 5

Senate bills..... 10

Not likely to pass the committee, and partially considered:

House bills..... 37

House joint resolution..... 1

Total number in hands of committee unreported..... 85

DANIEL P. MARKEY, *Chairman.*

Report accepted.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

Senate bill No. 270 (File No. 212), entitled

A bill to incorporate the village of Oscoda,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Markey,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adams,  
Bardwell,  
Barry,  
Bates,  
Beecher,  
Bentley,  
Blacker,  
Boynton,  
Brant,

Mr. Cross,  
Crozer,  
Dakin,  
Davis,  
Diekema,  
Divine,  
Egan,  
Eldred,  
Estee,

Mr. Kirkpatrick,  
Lincoln,  
Long,  
Makelim,  
Malcolm,  
Manwaring,  
Markey,  
Mason,  
McClelend,

Mr. Snyder,  
Staples,  
Stark,  
Sutton,  
Swift,  
Town,  
Ulrich,  
Walthew,  
Waltz,

Mr. Campbell,	Mr. Ford,	Mr. McCormick,	Mr. Watson,
Case, A. T.,	Gardner,	McKie,	Webber,
Case, J. A.,	Hammond,	North,	Weiss,
Case, O. N.,	Hampton,	Oviatt,	Wellman,
Chapman,	Harper,	Potter,	Wiggins,
Coleman,	Hayes,	Powers,	Williams,
Collins,	Howell,	Rumsey,	Wood,
Coomer,	Jones,	Shorts,	Speaker
Cossitt,	Kelly,		<i>pro tem.</i> , 70

## NAYS.

Mr. Baker,	Mr. Dunbar,	Mr. Engleman,	Mr. Parkhurst,
Carlton,			5

Title agreed to.

On motion of Mr. Markey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Chapman moved to take from the table

House bill No. 412, entitled

A bill to amend section 71 of act No. 253, of the session laws of 1871, approved March 31, 1871, entitled "An act to amend sections 1, 4, 5, 8, 15, 28, 39, and 59, and to add two new sections thereto to be known as sections 70 and 71, of act No. 257, session laws of 1869, approved March 12, 1869, entitled "An act to incorporate the city of Hillsdale;

Which motion prevailed.

On motion of Mr. Chapman,

The bill was referred to the committee on municipal corporations.

On motion of Mr. Bates,

The House took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

## MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, April 29, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following joint resolution:

House joint resolution No. 18, entitled

Joint resolution authorizing the Auditor General to suspend the sale of lands delinquent for taxes for 1882;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

The hour having arrived for the

#### SPECIAL ORDER.

Being the consideration of the following entitled bills:

1. Senate bill No. 107 (File No. 139), entitled

A bill making an appropriation for furnishing and providing apparatus for the Northern Asylum for the Insane at Traverse City, Michigan.

2. Senate bill No. 359 (File No. 162), entitled

A bill making an appropriation of fifteen thousand (\$15,000) dollars as a working capital for the Northern Michigan Asylum for the Insane.

On motion of Mr. Bates,

The special order was discharged from the further consideration of the two named bills, and they were referred to the committee of the whole and placed on the general order.

#### GENERAL ORDER.

On motion of Mr. Chapman,

The House went into committee of the whole on the general order,

Whereupon the Speaker called Mr. Hampton to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. Senate bill No. 107 (File No. 139), entitled

A bill making an appropriation for furnishing and providing apparatus for the Northern Asylum for the Insane at Traverse City, Michigan;

2. Senate bill No. 359 (File No. 162), entitled

A bill making an appropriation of \$15,000 as a working capital for the Northern Asylum for the Insane;

3. House bill No. 160 (File No. 356), entitled

A bill making appropriations for the current expenses of the State Normal School for the years 1885 and 1886;

4. Senate joint resolution No. 25, entitled

Joint resolution authorizing the Board of State Auditors to adjust the claim of Peter Des Pelder, growing out of the sale of certain State swamp lands;

5. Senate bill No. 216 (File No. 80), entitled

A bill to amend sections 1 and 2 of an act entitled "An act to amend an act entitled 'An act to require supervisors, directors, and overseers to make certain annual reports to the county superintendents of the poor,' approved April 23, 1875, and to add one new section thereto," approved May 27, 1879, being sections 1810 and 1811 of Howell's Annotated Statutes of 1882;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills:

6. Senate bill No. 308 (File No. 156), entitled



A bill to provide for the publication of useful information derived from experiments made in the different departments of the Agricultural College;

7. Senate bill No. 382 (File No. 95), entitled

A bill to amend chapter 106 of the compiled laws of 1871, being chapter 167 of Howell's Annotated Statutes, relative to industrial schools, by adding two new sections thereto, to stand as sections 7 and 8;

8. Senate bill No. 219 (File No. 136), entitled

A bill to amend sections 8 and 75 of chapter 10 of the compiled laws of 1871, being compiler's sections 480 and 585 of Howell's Annotated Statutes, with reference to county officers;

9. Senate bill No. 313 (File No. 157), entitled

A bill to change the name of Maurice Benham to Henry Maurice Buswell;

10. Senate bill No. 14 (File No. 2), entitled

A bill to amend section 1 of act No. 105, of the session laws of 1869, entitled, "An act for the encouragement of agriculture, manufactures, and the mechanic arts," being section 2298 of Howell's Annotated Statutes;

11. Senate bill No. 180 (File No. 117), entitled

A bill to amend section 2, chapter 262 of the Compiled Laws of 1871, being section 9577, compiler's section of the statutes of the State of Michigan, in force, compiled and annotated by Andrew Howell, relative to the settlement of exceptions in criminal cases, and amendatory of such act in providing for the return of bills of exceptions and records to the supreme court;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills:

12. Senate bill No. 317 (File No. 169), entitled

A bill to provide for assigning errors on the charge of any circuit court given to the jury in any civil or criminal suit, action or proceeding;

13. Senate bill No. 75 (File No. 57), entitled

A bill to amend section 17 of chapter 175 of an act entitled "An act to define the limits, jurisdiction, and powers of circuit courts," of the compiled laws of 1871, being compiler's section 6474 of Howell's Annotated Statutes relative to the sum to be paid by parties demanding a jury;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

CHARLES S. HAMPTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Bates,

The House concurred in the amendments made by the committee to the first, second, third, fourth, and fifth named bills, and they were placed on the order of third reading.

The sixth, seventh, eighth, ninth, tenth, and eleventh named bills were placed on the order of third reading.

Mr. Ford moved that the House concur in the action of the committee in striking out all after the enacting clause of the eleventh named bill;

Pending which,

Mr. O. N. Case moved that the bill be re-committed to the committee of the whole.

Which motion prevailed.

On motion of Mr. Black,

The House concurred in the action of the committee in striking out all after the enacting clause of the thirteenth named bill, and

The title and enacting clause were laid on the table.

On motion of Mr. Dickson,

The House took up

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 18 (File No. 83), entitled

A bill to secure the minority of stockholders, in corporations organized under general laws, the power of electing a representative membership in boards of directors;

Also,

House bill No. 416, entitled

A bill to authorize the board of supervisors of Charlevoix county to establish, maintain, and operate a ferry across the south arm of Pine Lake at or near Ironton in said county;

Also,

House joint resolution No. 18, entitled

A joint resolution authorizing the Auditor General to suspend the sale of lands delinquent for taxes for 1882.

R. J. DICKSON, *Chairman*.

Report accepted.

By the committee on liquor traffic:

The committee on liquor traffic, to whom was referred

House bill No. 593, entitled

A bill to prevent persons selling drugs and medicines from selling intoxicating liquors as a beverage;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

HENRY WATSON, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on drainage:

The committee on drainage, to whom was referred

House bill No. 713, entitled

A bill to provide for the collection of certain drain orders issued for the construction of ditches or drains in the townships of Clyde and Ganges Allegan county, Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JOHN NORTHWOOD, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Bates,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole and placed on the general order.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
Lansing, April 28, 1885. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following bill:

House bill No. 368 (File No. 266), entitled

A bill to repeal an act entitled "An act to amend an act entitled 'An act to incorporate the city of Ludington,' approved March 22, 1873, by adding four new sections thereto, to stand as sections 88, 89, 90, and 91, approved January 5, A. D. 1883:

And to inform the House that the Senate has amended the same as follows:

By inserting in line 1 of section 1, after the word "that," the words "section 91 of;"

And to inform the House that the Senate has amended the title as follows:

By inserting after the word "repeal" the words "section 91 of;"

In the passage of which, as thus amended, and with the title so amended the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

Mr. Shorts moved to suspend the rule requiring amendments made to bills by the Senate to be laid over one day;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Shorts,

The House concurred, a majority of all the members elect voting therefor by yeas and nays, as follows:

YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. Johnson,	Mr. Rumsey,
Baker,	Cross,	Kirkpatrick,	Sellers,
Bardwell,	Crozer,	Lincoln,	Shorts,
Barry,	Dakin,	Makelim,	Snyder,
Bates,	Dickson,	Manwaring,	Stark,
Beecher,	Divine,	Markey,	Sutton,
Bentley,	Dunbar,	Mason,	Swift,
Black,	Egan,	McCormick,	Town,
Blacker,	Eldred,	McKie,	Ulrich,
Boynton,	Engleman,	McNabb,	Watson,
Carlton,	Estee,	North,	Weiss,
Case, A. T.,	Ford,	Northwood,	Wellman,

Mr. Case, J. A.,	Mr. Gardner,	Mr. Oviatt,	Mr. Williams,	
Case, O. N.,	Hampton,	Parkhurst,	Wood,	
Chapman,	Harper,	Post,	Woodruff,	
Conrad,	Hayes,	Powers,	Wright,	
Coomer,	Howell,	Richardson,	Speaker,	68

## NAYS.

0

The question being on agreeing to the title as amended by the Senate,

The title as amended was then agreed to.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,  
Lansing, April 29, 1885. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed to return to the House the following bill :

House bill No. 369 (File No. 267), entitled

A bill to amend section 25 of an act entitled "An act to incorporate the city of Ludington," approved March 22, 1873, and to add 21 new sections thereto, to stand as sections 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, and 108 ;

And to inform the House that the Senate has amended the same as follows :

1. By striking out of line 4, section 1, the numbers "88, 89, 90," and changing the words "twenty-one" to "eighteen," in line 3 ;

2. By striking out of the bill sections 88, 89, and 90 ;

And also to inform the House that the Senate has amended the title as follows :

By striking out the numbers "88, 89, 90," and changing the words "twenty-one sections" to "eighteen sections ;"

In the passage of which, as thus amended, and with the title so amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Mr. Shorts moved to suspend the rule requiring amendments made to bills by the Senate to be laid over one day ;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Shorts,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows :

## YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. Kirkpatrick,	Mr. Shorts,
Baker,	Cross,	Lincoln,	Snyder,
Bardwell,	Dakin,	Makelim,	Stark,
Barry,	Diekema,	Manwaring,	Sutton,
Bates,	Divine,	Markey,	Swift,
Beecher,	Dunbar,	McCormick,	Town,

Mr. Bentley,	Mr. Egan,	Mr. McKie,	Mr. Ulrich,
Black,	Eldred,	McNabb,	Watson,
Boynton,	Engleman,	North,	Weiss,
Carlton,	Estee,	Northwood,	Wellman,
Case, A. T.,	Ford,	Parkhurst,	Williams,
Case, J. A.,	Gardner,	Post,	Wood,
Case, O. N.,	Hampton,	Powers,	Woodruff,
Chapman,	Harper,	Richardson,	Wright,
Conrad,	Johnson,	Rumsey,	Speaker,
Coomer,	Kelly,	Sellers,	

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## NAYS.

0

The question being on agreeing to the title as amended by the Senate,  
The title as amended was then agreed to.

On motion of Mr. Shorts,

By a vote of two-thirds of all the members elect, the bill was ordered  
to take immediate effect.

The bill was referred to the committee on engrossment and enrollment  
for enrollment.

## MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }  
Lansing, April 29, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary  
of State:

[House joint resolution No. 18, being]

Joint resolution authorizing the Auditor General to suspend the sale of  
lands delinquent for taxes of 1882.

R. A. ALGER, Governor.

The message was laid on the table.

The Speaker also announced the following:

EXECUTIVE OFFICE, }  
Lansing, April 29, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary  
of State,

[House bill No. 312, File No. 314, being]

An act making appropriations for the current expenses and for buildings,  
etc., for the Reform School, for the years 1885 and 1886;

Also,

[House bill No. 564, File No. 215, being]

An act to amend act No. 302 of the session laws of 1875, entitled "An act to  
amend an act entitled an act to amend an act entitled an act to revise the  
charter of the city of Holland, being amendatory of an act entitled  
an act to incorporate the city of Holland, approved March 25, 1867,  
approved March 23, 1871, which became a law April 2, 1873," approved April  
1, 1875, as amended by act No. 268 of the session laws of 1877, approved  
March 22, 1877, by adding a new title thereto to stand as title 26, relative to  
a board of water commissioners;

Also,

[House bill No. 416, being]

An act to authorize the board of supervisors of Charlevoix county to establish, maintain, and operate a ferry across the south arm of Pine Lake, at or near Ironton, in said county;

Also,

[House bill No. 111, being]

An act to restrict the powers of the commissioners of highways of the township of Republic, Marquette county, and to authorize the township board of said township to provide for maintaining the streets, sidewalks, crosswalks, and alleys now and hereafter built in the village of Republic, and to maintain a fire department, and to regulate and license auctioneers and peddlers in said village;

R. A. ALGER, *Governor.*

The message was laid on the table.

The Speaker also announced the following:

EXECUTIVE OFFICE, }  
Lansing, April 29, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[House bill No. 27, File No. 109, being]

An act making an appropriation for the support of the State Public School, and for making improvements at that institution;

Also,

[House bill No. 291, File No. 204, being]

An act to connect the State house of correction and reformatory and the asylum for insane criminals at Ionia with the Ionia city water-works;

Also,

[House bill No. 305, File No. 302, being]

An act to amend act No. 227 of the laws of 1883, entitled "An act to revise and amend the charter of the city of Saginaw, and to repeal act No. 496 of the laws of 1867, entitled 'An act to amend an act entitled an act to revise and amend the charter of the city of Saginaw,' approved February 5, 1859," approved March 16, 1883;

Also,

[House bill No. 283, File No. 238, being]

An act making an appropriation for building a kitchen containing lodging rooms for employes, and for building an infirmary and heating the same at the Michigan Asylum for the Insane.

R. A. ALGER, *Governor.*

The message was laid on the table.

The Speaker also announced the following:

EXECUTIVE OFFICE, MICHIGAN, }  
Lansing, April 29, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[House bill No. 100, File No. 50, being]

An act to establish a State Board of Fish Commissioners, and to repeal act No. 124, session laws of 1873, act No. 71, session laws of 1875, and act No. 3, session laws of 1882;

Also,

[House bill No. 99, File No. 82, being]

An act to amend section 3 of chapter 108 of the compiled laws of 1871, being section 3 of chapter 177 of Howell's Annotated Statutes, being "An act to authorize the organization of Young Men's Christian Associations;"

Also,

[House bill No. 22, File No. 93, being]

An act to provide for a uniform system of examination of teachers for the county of Alpena;

Also,

[House bill No. 132, File No. 62, being]

An act to amend sections 5 and 21 of act No. 97 of the session laws of 1879, as amended, being sections 6539 and 6555 of Howell's Annotated Statutes of Michigan of 1882, relative to filling vacancies in the superior court of Detroit;

Also,

[House bill No. 224, File No. 136, being]

A act to amend an act entitled "An act to protect fish and preserve the fisheries of this State," approved March 21, 1865, being act No. 350, session laws of 1865, by adding two new sections, to be designated as section 12 and section 13;

Also,

[House bill No. 226, File No. 118, being]

A act to amend section 3 of an act entitled "An act to protect fish and preserve the fisheries of this State," approved March 21, 1865, designated as section 2165, chapter 63, of the general statutes in force;

Also,

[House bill No. 85, File No. 137, being]

A act to authorize the township of Spalding, in Saginaw county, to borrow money to be used either in purchasing the bridge of the Cass River Bridge Company, heretofore constructed across Cass river, in raising above high water mark and grading the quarter-line road leading to said bridge, including the approaches thereto, or in the construction of a new bridge, and to issue bonds therefor.

R. A. ALGER,  
*Governor.*

The message was laid on the table.

Mr. Richardson, by unanimous consent, offered the following:

*Resolved*, That a committee of three members of the House be appointed, with authority and instructions to ascertain from officers and books in the offices of the Auditor General, Adjutant General and Quartermaster General such facts and figures as will show as accurately as possible the amount of money necessary to meet the requirements of settling with soldiers as provided for in the Sellers bounty bill, and report the same to this House at an early day.

Which was adopted.

The Speaker announced as the committee under the resolution Messrs. Richardson, Parkhurst and Wood.

On motion of Mr. McCormick,  
The House adjourned.

*Lansing, Thursday, April 30, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by the Rev. Mr. Thompson.

Roll called : quorum present.

Absent without leave : Messrs. Cannon, Harper and Voorhees.

On motion of Mr. Cossitt,

Leave of absence was granted to Mr. Voorhees for the morning.

On motion of Mr. Carlton,

Leave of absence was granted to Mr. Cannon for the day.

On motion of Mr. Sutton,

Leave of absence was granted to Mr. Harper until Monday noon.

The hour having arrived for the

SPECIAL ORDER,

On motion of Mr. Richardson,

The House went into committee of the whole on the special order.

Whereupon the Speaker called Mr. McGregor to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report :

The committee of the whole have had under consideration the following bill :  
House bill No. 494 (File No. 232), entitled

A bill to provide for the taxation of railway or railroad companies organized and existing under any special act or acts of incorporation or consolidation, or which have heretofore been taxed under any special act or acts, and to repeal all acts or parts of acts inconsistent with the provisions of this act ;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

JOHN A. MCGREGOR, *Chairman.*

Report accepted and committee discharged.

The bill was placed on the order of third reading.

Mr. Northwood, by unanimous consent, offered the following :

*Resolved*, That the committee appointed under Senate joint resolution, file No. 16, be authorized to visit such places in the State as may be necessary to enable them to investigate, and report according to the terms of said resolution ;

Which was adopted.

PRESENTATION OF PETITIONS.

No. 909. By Mr. Sellers: Petition of Wm. Hartwell, M. B. Hoag, O. A. Proim, and 18 others, asking for the passage of Sellers bounty bill ;

Referred to committee on municipal affairs.

No. 910. By Mr. Ford: Petition of Cornelius Mastenbrook, Dayton S. Peck, and many others, asking for the passage of the bill equalizing bounties ;

Referred to committee on municipal affairs.

No. 911. By Mr. McCormick: Petition of Elisha Nix, Leonard Bailey, O. C. Henderson, and 30 others, praying for the passage of Sellers bounty bill ;

Referred to committee on municipal affairs.



No. 912. By Mr. Hampton: Petition of 184 citizens and property owners of Petoskey, including the editors of both newspapers, the judge of probate, prosecuting attorney, sheriff, and register of deeds, in favor of the anti-board insurance bill;

On demand of Mr. Hampton,

The petition was read at length, and spread at large on the Journal, as follows:

*To the Honorable, the Legislature:*

We, the undersigned residents and property owners of the village of Petoskey respectfully but urgently petition and pray your honorable body to pass the bill introduced by Representative Hampton, to prevent combination or pooling of insurance companies or agents to raise insurance rates, and call your attention to the following facts to support our petition:

*First*, Insurance is an absolute necessity to business, and it is impossible for Michigan companies to furnish any considerable part of the insurance required by the State. Our citizens are therefore obliged to depend on foreign companies for insurance. These companies are not organized under our laws, and have no right to do business here except under such laws and restrictions as the Legislature may see fit to establish. They have taken advantage of the privileges afforded them under our laws to establish an oppressive and burdensome monopoly, by which the people are subjected to unfair, unjust, and exorbitant rates.

*Second*, There can be no fairness nor equity under the combination monopoly, for the rates are fixed arbitrarily by agents of the companies, whose only interest is to secure the highest possible rates. Often one man alone will fix the rates for a large city, and although gross discrimination may be manifest there is no redress. In this village the rates are much higher than corresponding risks are in other places where the protection is not equal to our facilities for preventing and extinguishing fires; and there is also great unfairness and discrimination in the rates established on different pieces of property in this same village.

*Third*, The complete monopoly of the business of insurance under the board or compact system, enables the companies to maintain the most exorbitant and excessive rates. Petoskey has water-works second to none in the State, and a fire department that has repeatedly shown its ability to extinguish any conflagration that could break out by day or night. And yet the board monopoly has raised the rates in this place on risks that have been in no way rendered more hazardous, and in some cases even lessened, to rates far in excess of what they were before we had water-works or any protection against fire.

*Fourth*, All that is contemplated by the bill is to abolish a monopoly and restore free and fair competition, of which no honest agent or company can complain.

All of which is most respectfully submitted for your careful consideration.

Referred to committee on insurance.

No. 913. By Mr. Oviatt: Petition of 60 citizens of South Boardman, Kalkaska county, for the passage of Hampton anti-monopoly insurance bill;

Referred to committee on insurance.

No. 914. By Mr. Markey: Petition of 77 citizens of Gaylord, for the passage of Hampton anti-monopoly insurance bill.

Referred to committee on insurance.

## REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 285 (manuscript), entitled

A bill to suspend the operation of section 4024 of the compiled laws of 1871, being compiler's section 5478 of Howell's Annotated Statutes, in certain cases, for a period of five years from the first day of January, A. D. 1886,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 537, entitled

A bill to provide for a division of the practice in the courts of law and equity,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 145, entitled

A bill to provide that all sureties upon official bonds shall make justification under oath of their pecuniary responsibilities,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 568, entitled

A bill for the better protection of human health and life from diseased animals,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House joint resolution No. 30, entitled

Joint resolution to amend sections 6, 7, 8, 9, 10, and 11 of article 10 of the constitution of the State of Michigan,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Markey,

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was re-referred

House bill No. 228 (File No. 254), entitled

A bill to facilitate the giving of bonds required by law,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, with the accompanying substitute therefor, recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Dodge.

The House concurred in the adoption of the substitute reported by committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 582, entitled

A bill to amend the law relative to the marriage ceremony,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, Mr. Estee dissenting, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Rumsey,

The House concurred in the amendments made to the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred,

House bill No. 621, entitled

A bill to prescribe the duties of the Attorney General in certain cases,

Respectfully report that they have had the same under consideration, and

have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 195 (File No. 218), entitled

A bill to provide for the appointment of a State live stock sanitary commission and a State veterinarian, and to prescribe their powers and duties and to prevent and suppress contagious and infectious diseases among the live stock of the State,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Howell,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 412, entitled

A bill to amend section 71 of act No 253, of the session laws of 1871, approved March 31, 1871, entitled "An act to amend section 1, 4, 5, 8, 15, 28, 39, and 59, and to add two new sections thereto to be known as sections 70 and 71, of act No. 257, session laws of 1869, approved March 12, 1869, entitled an act to incorporate the city of Hillsdale,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Chapman,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Coomer,	Mr. Jones,	Mr. Shorts,
Baker,	Cossitt,	Kelly,	Snyder,
Bardwell,	Cross,	Kirkpatrick,	Staples,
Barry,	Dickson,	Long,	Stark,
Bates,	Divine,	Malcolm,	Swift,
Beecher,	Dodge,	Manwaring,	Town,

Mr. Beekman,	Mr. Dunbar,	Mr. Markey.	Mr. Ulrich,
Black,	Egan,	Mason,	Walthew,
Blacker,	Eldred,	McCormick,	Waltz,
Boynton,	Engleman,	McGregor,	Watson,
Brown,	Estee,	McKie,	Weiss,
Campbell,	Ford,	Northwood,	Wellman,
Carlton,	Gardner,	Oviatt,	Wiggins,
Case, A. T.,	Gibbs,	Parkhurst,	Williams,
Case, O. N.,	Hampton,	Post,	Wood,
Chapman,	Holman,	Powers,	Woodruff,
Coleman,	Howell,	Rumsey,	Wright,
Collins,	Johnson,	Sellers,	Speaker,
Conrad,			

73

## NAYS.

0

Title agreed to.

On motion of Mr. Chapman,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Black, by unanimous consent, moved to discharge the committee of the whole from the further consideration of

House bill No. 276 (File No. 83), entitled

A bill to amend section 1 of act 352 of the session laws of 1879, approved April 19, 1879, entitled "An act to incorporate the village of Vassar, in the county of Tuscola;"

Which motion prevailed.

On motion of Mr. Black,

The bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Cross,	Mr. Lincoln,	Mr. Snyder,
Baker,	Crozer,	Long,	Staples,
Bardwell,	Dickson,	Makelim,	Sutton,
Barry,	Divine,	Malcolm,	Swift,
Bates,	Dodge,	Manwaring,	Town,
Beecher,	Dunbar,	Markey,	Ulrich,
Beekman,	Egan,	McCormick,	Walthew,
Bentley,	Eldred,	McGregor,	Waltz,
Black,	Estee,	McKie,	Watson,
Boynton,	Gardner,	North,	Wellman,
Brant,	Hammond,	Northwood,	Wiggins,
Brown,	Hampton,	Oviatt,	Williams,
Campbell,	Hayes,	Parkhurst,	Wilson,
Case, A. T.,	Johnson,	Powers,	Woodruff,
Case, O. N.,	Jones,	Richardson,	Wright,
Collins,	Kelly,	Rumsey,	Speaker
Cossitt,	Kirkpatrick,		<i>pro tem.</i> , 66

## NAYS.

Mr. Conrad,	Mr. Mason,	Mr. McNabb,	Mr. Weiss,
Holman,			

5

Title agreed to.

On motion of Mr. Black,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

Mr. McKie, by unanimous consent, moved to take from the table

House bill No. 395 (File No. 324), entitled

A bill to amend section 12 of chapter 3 of an act entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State," being act No. 243 of the session laws of 1881, approved June 8, 1881, said section 12 being section 1350 of Howell's Annotated Statutes;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Parkhurst moved to amend the bill by inserting in line 6, recited section 12, the following:

*Provided*, That no earth shall be dug, plowed, or scraped nearer than within eight feet of the margin of the highway, without the consent of the owner of the premises adjacent thereto;

Which motion prevailed, two-thirds of all the members present voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Crozer,	Mr. Makelim,	Mr. Stark,
Bardwell,	Dickson,	Manwaring,	Swift,
Bates,	Divine,	Markey,	Town,
Beecher,	Egan,	McCormick,	Ulrich,
Bentley,	Eldred,	McGregor,	Walthew,
Black,	Engleman,	McKie,	Waltz,
Boynnton,	Estee,	McNabb,	Watson,
Brown,	Gibbs,	North,	Webber,
Carlton,	Hammond,	Northwood,	Weiss,
Case, J. A.,	Hampton,	Oviatt,	Wiggins,
Case, O. N.,	Holman,	Parkhurst,	Williams,
Collins,	Johnson,	Potter,	Wilson,
Conrad,	Kelly,	Powers,	Wood,
Coomer,	Kirkpatrick,	Rumsey,	Woodruff,
Cossitt,	Lincoln,	Shorts,	Speaker,
Cross,	Long,		<i>pro tem.</i> , 62

#### NAYS.

Mr. Jones, Mr. Sutton,

2

Title agreed to.

On motion of Mr. McKie,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Conrad, by unanimous consent, moved to take from the table

House bill No. 343 (File No. 300), entitled

A bill to repeal section 14 of chapter 12 of act No. 10 of the public acts of

1882, approved March 14, 1882, and to amend section 4 of chapter 2, section 4 of chapter 3, and section 5 of chapter 11;

Which motion prevailed.

On motion of Mr. Conrad,

The bill was re-referred to the committee on roads and bridges.

By the committee on education:

The committee on education, to whom was referred

Senate bill No. 172 (File No. 100), entitled,

A bill to provide for the examination of teachers by the school board of Union School District Number One, township of Fenton, Genesee county, Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to incorporate the public schools of the village of Fenton, of the township of Fenton, Genesee county, Michigan;

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Campbell,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered re-printed, referred to the committee of the whole, and placed on the general order.

By the committee on education:

The committee on education, to whom was referred

House bill No. 435 (File No. 193), entitled

A bill to amend sections 1, 2, 3, 5, 6, 7, 8, 9, 10, 11, 12, and 13, of chapter 12 of act No. 164, laws of 1881, and section 4 of same chapter and act, as amended by act No. 93, session laws of 1883, relating to the examination of teachers and supervision of schools; also to amend section 3 of chapter 4, and section 2 of chapter 5, of act No. 164, laws of 1881, relating to duties of township clerk and county clerk concerning school reports,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Estee,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on education:

The committee on education, to whom was referred

House bill No. 40, entitled

A bill to incorporate the public schools of the village of Ovid in Clinton county,

Respectfully report that they have had the same under consideration, and

have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Estee, by unanimous consent, moved to take from the table

House bill No. 614, entitled

A bill to provide for the appointment by the Governor of ten cadets to the military academy at Orchard Lake,

Which motion prevailed.

On motion of Mr. Estee

The bill was referred to the committee on ways and means and was ordered printed for the use of the committee.

Mr. Brant by unanimous consent moved to take from the table

House bill No. 600, entitled

A bill to provide for the adequate and efficient inspection of mines in the State of Michigan, and for the means of securing the health and safety of persons employed in such mines;

Which motion prevailed.

On motion of Mr. Brant,

The bill was referred to the committee on mines and minerals, and was ordered printed for the use of the committee.

#### MESSAGES FROM THE SENATE.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, April 30, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 4 (File No. 6), entitled

A bill to regulate gas works in the State of Michigan;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was read a first and second time by its title and referred to the committee on State affairs.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, April 30, 1885. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 110, entitled

A bill to amend act No. 28 of the session laws of 1877, approved March 9, 1877, entitled "An act to provide for the appointment of an assistant prosecuting attorney for the county of Wayne," by adding a new section thereto to stand as section 7;



Which has passed the Senate by a majority vote of all the Senators elect and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, April 30, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following concurrent resolution:

*Resolved* (the House concurring), That the select joint committee appointed under the provisions of

Senate joint resolution No. 5 (File No. 16), entitled

Joint resolution declaring the necessity of having one or more soldiers' homes established in this State for the protection of Union soldiers and marines who have become disabled since their discharge from service, and to provide a joint committee to investigate and report as to feasibility of the Dearborn arsenal property, etc.

In view of the controversy in relation to the annexation of the village of Fort Gratiot to Port Huron, as proposed by House bill No. 183 (File No. 73), said committee are hereby respectfully requested to enquire into and investigate as to the feasibility of said annexation while in Port Huron and Fort Gratiot, and report the same to the Senate and House of Representatives, with their opinion in relation to the same;

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

On motion of Mr. Bates,

The concurrent resolution was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, April 29, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to inform the House that Senator Carveth has been appointed as the additional member, on the part of the Senate, of the joint select committee to whom is to be referred all bills relating to the assessment and collection of taxes.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The message was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, April 29, 1885. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 328, entitled

A bill to incorporate the village of Frankfort;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

Secretary of the Senate.

The bill was read a first and second time by its title and referred to the committee on municipal corporations.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, April 29, 1885. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following concurrent resolution:

*Resolved by the Senate* (the House of Representatives concurring), That the Secretary of State be requested to furnish Legislative Manuals as per the following schedule:

Governor.....	20
Lieutenant Governor.....	20
Speaker of the House.....	20
President <i>pro tem.</i> of the Senate.....	18
Speaker <i>pro tem.</i> of the House.....	16
Senators—31, each 15.....	465
Representatives—98, each 9.....	882
Secretary of the Senate.....	8
Clerk of the House.....	8
Assistant Secretary of the Senate.....	4
Journal Clerk of the House.....	3
Corresponding Clerk of the House.....	3
Enrolling and Engrossing Clerk of the Senate.....	2
Enrolling and Engrossing Clerk of the House.....	2
Assistant Enrolling and Engrossing Clerk of the Senate.....	1
Assistant Enrolling and Engrossing Clerk of the House.....	1
Sergeant-at-Arms of the Senate.....	2
Sergeant-at-Arms of the House.....	2
Assistant Sergeant-at-Arms of the Senate—2, each 1.....	2
Assistant Sergeant-at-Arms of the House—2, each 1.....	2
Clerks of the Senate Committees—4, each 1.....	4
Clerks of the House Committees—5, each 1.....	5
Postmistress.....	1
Assistant Postmaster.....	1
Reporters, each 1.....	7
Clerk Special Joint Tax Committee.....	1

Total..... 1,500

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

On motion of Mr. Oviatt,

The concurrent resolution was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, April 28, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 293 (File No. 153), entitled

A bill to punish frauds upon hotel, tavern, and inn-keepers;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, April 29, 1885.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 37 (File No. 15), entitled,

A bill to prevent the spread of contagious diseases among cattle,

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on agriculture.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, April 29, 1885,* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 185 (File No. 164) entitled

A bill to provide for the appointment, compensation, and duties of a stenographer of the 16th judicial circuit;

2. Senate bill No. 131 (File No. 154), entitled

A bill to amend section 1 of act No. 143 of the session laws of 1883, being an act entitled "An act to provide for selecting petit jurors in the upper peninsula;"

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take imme

diate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, April 28, 1885.*

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 227 (File No. 183), entitled

A bill making an appropriation for the State Industrial Home for Girls for the years 1885 and 1886;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on State industrial home for girls.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, April 28, 1885.*

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 654 (File No. 205), entitled

A bill to provide for keeping in repair a certain State road in St. Clair county;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

On motion of Mr. Ford,

The House took a recess until 2 o'clock P. M.

#### AFTERNOON SESSION.

*2 o'clock P. M*

The House met and was called to order by the Speaker.

Roll called: a quorum present.

On motion of Mr. Coomer,

The House took up the order of

## UNFINISHED BUSINESS.

Being the consideration of the following :

Senate amendment to

House bill No. 623 (File No. 244), entitled

A bill to amend chapter 189 of the session laws of 1871, being chapter 263 of Howell's Annotated Statutes, relative to the trial of issues of fact, by adding thereto a new section to stand as section 73 ;

Which had been reported as follows :

1. By adding the following to stand as an enacting section :

SECTION 1. *The People of the State of Michigan enact*, That a new section be added to chapter 189 of the compiled laws of 1871, being chapter 263 of Howell's Annotated Statutes, relative to the trial of issues of fact, to stand as section 73, and to read as follows ;

2. By striking out of section 73 the words, "the people of the State of Michigan enact ;"

And also to inform the House that the Senate has amended the title as follows :

By striking out the word "session" and inserting in lieu thereof the word "compiled ;"

The question being on concurring in the amendments made by the Senate to the bill,

On motion of Mr. Coomer,

The House concurred, a majority of all the members elect voting therefor by yeas and nays, as follows :

## YEAS.

Mr. Adams,	Mr. Crozer,	Mr. Kelly,	Mr. Staples,	
Baker,	Dakin,	Kirkpatrick,	Stark,	
Bardwell,	Davis,	Makelim,	Swift,	
Barry,	Dickson,	Malcolm,	Town,	
Bates,	Divine,	Markey,	Ulrich,	
Beecher,	Dodge,	Mason,	Walthew,	
Black,	Egan,	McClelend,	Waltz,	
Blacker,	Eldred,	McKie,	Watson,	
Boynton,	Ford,	North,	Weiss,	
Brant,	Gardner,	Northwood,	Wiggins,	
Case, A. T.,	Gibbs,	Oviatt,	Williams,	
Case, O. N.,	Hammond,	Parkhurst,	Wilson,	
Collins,	Hayes,	Potter,	Wood,	
Conrad,	Holman,	Sellers,	Woodruff,	
Coomer,	Howell,	Shorts,	Wright,	
Cossitt,	Jones,	Snyder,	Speaker,	64

## NAYS.

0

The question being on agreeing to the title as amended by the Senate,

The title as amended was then agreed to.

On motion of Mr. Coomer,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. Brant,

House bill No. 600, entitled

A bill to provide for the adequate and efficient inspection of mines in the

State of Michigan, and for the means of securing the health and safety of persons employed in such mines,

Was referred to the committees on mines and minerals, and public health jointly.

Mr. Wellman, by unanimous consent, moved to take from the table the following concurrent resolution :

*Resolved*, (the House concurring). That the select joint committee appointed under the provisions of

Senate joint resolution No. 5 (File No. 16), entitled

Joint resolution declaring the necessity of having one or more soldiers' homes established in this State for the protection of Union soldiers and marines who have become disabled since their discharge from the service, and to provide a joint committee to investigate and report as to feasibility of the Dearborn arsenal property, etc.

In view of the controversy in relation to the annexation of the village of Fort Gratiot to Port Huron, as proposed by House bill No. 183 (File No. 73), said committee are hereby respectfully requested to enquire into and investigate as to the feasibility of said annexation, while in Port Huron and Fort Gratiot, and report the same to the Senate and House of Representatives, with their opinion in relation to the same;

Which motion prevailed.

The question being on the adoption of the resolution,

The same was adopted.

By unanimous consent the committee on drainage reported as follows :

The committee on drainage, to whom was referred

House bill No. 272 (File No. 100), entitled

A bill to provide for the construction and maintenance of public and private drains, and to repeal act No. 269, session laws of 1881, entitled "An act to revise and consolidate the laws of this State providing for the drainage of swamps, marshes, and other low lands," and to repeal the acts of March 22, 1869, and April 13, 1871, known as the county drain law and the township drain law,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House with the accompanying substitute therefor, recommending that the substitute be printed for the use of the committee.

JOHN NORTHWOOD, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Howell.

The House concurred in the recommendation of the committee, and the bill was ordered printed for the use of the committee.

Mr. Divine, by unanimous consent, moved to take from the table

House bill No. 401 (File No. 276), entitled

A bill to amend section 13 of chapter 3 of act No. 164, session laws of 1881, being consecutive section 5066 of Howell's Annotated Statutes, relative to the employment of teachers in public schools;

Which motion prevailed.

The question being on concurring in the action of the committee of the whole in striking out all after the enacting clause of the bill,

The same was not concurred in.

On motion of Mr. Divine,

The bill was put upon its immediate passage.

The bill was then read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barry,	Mr. Dakin,	Mr. Jones,	Mr. Shorts,	
Black,	Davis,	Kirkpatrick,	Snyder,	
Blacker,	Divine,	Long,	Staples,	
Case, J. A.,	Dodge,	Markey,	Stark,	
Case, O. N.,	Eldred,	North,	Sutton,	
Chapman,	Estee,	Parkhurst,	Waltz,	
Collins,	Ford,	Post,	Watson,	
Coomer,	Gibbs,	Potter,	Weiss,	
Cossitt,	Hayes,	Rumsey,	Wiggins,	
Crozer,	Holman,	Sellers,	Speaker,	40

## NAYS.

Mr. Adams,	Mr. Dunbar,	Mr. Malcolm,	Mr. Ulrich,	
Bates,	Engleman,	Mason,	Walthew,	
Beecher,	Gardner,	McClelend,	Webber,	
Boynton,	Hammond,	McKie,	Wellman,	
Campbell,	Johnson,	Oviatt,	Williams,	
Case, A. T.,	Kelly,	Swift,	Wood,	
Dickson,	Makelim,	Town,	Wright,	28

## THIRD READING OF BILLS.

Senate bill No. 107 (File No. 139), entitled

A bill making an appropriation for furnishing and providing apparatus for the Northern Asylum for the Insane at Traverse City, Michigan,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. Kirkpatrick,	Mr. Sutton,	
Baker,	Crozer,	Long,	Swift,	
Bardwell,	Dickson,	Makelim,	Town,	
Barry,	Divine,	Malcolm,	Ulrich,	
Bates,	Dunbar,	Mason,	Walthew,	
Beecher,	Eldred,	McClelend,	Waltz,	
Bentley,	Estee,	McKie,	Watson,	
Black,	Ford,	North,	Webber,	
Blacker,	Gardner,	Oviatt,	Weiss,	
Boynton,	Gibbs,	Parkhurst,	Wellman,	
Brown,	Hammond,	Post,	Wiggins,	
Campbell,	Hayes,	Potter,	Williams,	
Case, A. T.,	Howell,	Rumsey,	Wilson,	
Case, O. N.,	Johnson,	Shorts,	Wood,	
Chapman,	Jones,	Snyder,	Woodruff,	
Collins,	Kelly,	Staples,	Speaker,	65
Conrad,				

## NAYS.

0

Title agreed to.

On motion of Mr. Rumsey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 359 (File No. 162), entitled

A bill making an appropriation of fifteen thousand (\$15,000) dollars as a working capital for the Northern Asylum for the Insane,

Was read a third time and passed, a majority of all the members elect voting therefor by yeas and nays as follows:

YEAS.

Mr. Adams,	Mr. Cross,	Mr. Kirkpatrick,	Mr. Sutton,
Bardwell,	Crozer,	Long,	Swift,
Bates,	Davis,	Malcolm,	Town,
Beecher,	Divine,	Mason,	Ulrich,
Bentley,	Dunbar,	McOlelend,	Walthew,
Black,	Eldred,	McKie,	Waltz,
Boynnton,	Estee,	North,	Watson,
Brant,	Gardner,	Oviatt,	Webber,
Brown,	Gibbs,	Parkhurst,	Weiss,
Carlton,	Hammond,	Post,	Wiggins,
Case, A. T.,	Hayes,	Potter,	Williams,
Case, O. N.,	Holman,	Rumsey,	Wilson,
Chapman,	Howell,	Sellers,	Wood,
Collins,	Johnson,	Shorts,	Woodruff,
Conrad,	Jones,	Snyder,	Speaker,
Cossitt,	Kelly,	Staples,	

63

NAYS.

0

Title agreed to.

On motion of Mr. Howell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 146 (File No. 55), entitled

A bill to amend act No. 179 of the session laws of 1883 entitled "An act to regulate the width of wagon tires to be used with lumber wagons,"

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Conrad moved to strike out the enacting words of the bill;

Which motion prevailed.

Mr. Watson, by unanimous consent, moved to take from the table

House bill No. 230, entitled

A bill to repeal sections 1 and 2 of act 179, session laws of 1883, relative to the width of wagon tires.

On agreeing to which,

Mr. Dickson demanded the yeas and nays,

The demand was seconded, and the motion did not prevail, by yeas and nays, as follows:

YEAS.

Mr. Baker,	Mr. Divine,	Mr. Lincoln,	Mr. Town,
Barry,	Dodge,	Long,	Walthew,
Beekman,	Dunbar,	Mason,	Watson,



Mr. Black,	Mr. Eldred,	Mr. McClelend,	Mr. Webber,
Brant,	Estee,	McGregor,	Weiss,
Campbell,	Gardner,	Post,	Wiggins,
Carlton,	Hammond,	Shorts,	Williams,
Chapman,	Hampton,	Stark,	Wood,
Conrad,	Jones,	Sutton,	Speaker,
Dakin,	Kelly,		

38

## NAYS.

Mr. Adams,	Mr. Collins,	Mr. Johnson,	Mr. Potter,
Bardwell,	Cossitt,	Kirkpatrick,	Powers,
Bates,	Cross,	Malcolm,	Richardson,
Beecher,	Davis,	Markey,	Rumsey,
Bentley,	Dickson,	McCormick,	Sellers,
Blacker,	Diekema,	McKie,	Staples,
Boynton,	Ford,	North,	Swift,
Brown,	Gibbs,	Northwood,	Ulrich,
Case, A. T.,	Hayes,	Oviatt,	Waltz,
Case, J. A.,	Howell,	Parkhurst,	Woodruff,

40

House bill No. 494 (File No. 232) entitled

A bill to provide for the taxation of railway or railroad companies organized and existing under any special act or acts of incorporation or consolidation, or which have heretofore been taxed under any special act or acts, and to repeal all acts or parts of acts inconsistent with the provisions of this act,

Was read a third time and passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Crozer,	Mr. Lincoln,	Mr. Sellers,
Bardwell,	Dakin,	Long,	Shorts,
Barry,	Davis,	Makelim,	Snyder,
Bates,	Dickson,	Malcolm,	Staples,
Beecher,	Diekema,	Manwaring,	Stark,
Beekman,	Divine,	Markey,	Sutton,
Bentley,	Dunbar,	Mason,	Swift,
Black,	Egan,	McClelend,	Town,
Blacker,	Eldred,	McCormick,	Ulrich,
Boynton,	Engleman,	McGregor,	Walthew,
Brant,	Estee,	McKie,	Waltz,
Brown,	Gardner,	North,	Watson,
Campbell,	Gibbs,	Northwood,	Weiss,
Carlton,	Hammond,	Oviatt,	Wellman,
Case, A. T.,	Hampton,	Parkhurst,	Wiggins,
Case, O. N.,	Hayes,	Post,	Williams,
Chapman,	Howell,	Potter,	Wilson,
Conrad,	Johnson,	Powers,	Wood,
Coomer,	Jones,	Richardson,	Woodruff,
Cossitt,	Kelly,	Rumsey,	Wright,
Cross,	Kirkpatrick,		

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## NAYS.

Mr. Holman,	Mr. Webber,
Title agreed to.	

2

Mr. Crozer, by unanimous consent, moved that the House go into committee of the whole, for the consideration of

Senate joint resolution No. 15 (File No. 12), entitled

Joint resolution extending the time for the completion of the Marquette, Houghton and Ontonagon railroad;

Pending which,

Mr. Hampton moved, as a substitute for the motion, that the House go into committee of the whole on the general order.

Pending which,

Mr. Hampton moved that the motion to go into committee of the whole be laid on the table;

Which motion did not prevail.

The substitute for the motion did not then prevail.

Mr. Hampton moved, as a substitute, that the joint resolution be made the special order for Wednesday, May 5.

On agreeing to which,

Mr. Barry demanded the yeas and nays.

The demand was seconded, and the substitute for the motion was not agreed to, two-thirds of the members present not voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Baker,	Mr. Cossitt,	Mr. Long,	Mr. Stark,
Barry,	Dakin,	Northwood,	Sutton,
Brant,	Dunbar,	Post,	Swift,
Campbell,	Hammond,	Potter,	Ulrich,
Carlton,	Hampton,	Powers,	Walthew,
Conrad,	Johnson,	Shorts,	Waltz,
Coomer,	Lincoln,		

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#### NAYS.

Mr. Bardwell,	Mr. Collins,	Mr. Gardner,	Mr. Ramsey,
Bates,	Cross,	Gibbs,	Sellers,
Beecher,	Crozer,	Howell,	Snyder,
Beekman,	Davis,	Jones,	Staples,
Bentley,	Dickson,	Kirkpatrick,	Town,
Black,	Diekema,	Makelim,	Watson,
Blacker,	Divine,	Malcolm,	Weiss,
Brown,	Dodge,	Markey,	Wellman,
Case, A. T.,	Egan,	McCormick,	Wiggins,
Case, J. A.,	Eldred,	North,	Williams,
Case, O. N.,	Estee,	Parkhurst,	Woodruff,
Chapman,	Ford,		

46

Mr. Hampton moved as a substitute for the motion relative to going into committee of the whole for the consideration of Senate joint resolution No. 15 (File No. 12), that the joint resolution be made the special order for Tuesday, May 6;

On agreeing to which,

Mr. Hampton demanded the yeas and nays.

The demand was seconded, and pending the call of the roll,

Mr. Blacker demanded the previous question.

The demand was not seconded.

The motion to make the joint resolution the special order for Thursday May 7, did not then prevail, two-thirds of all the members present not voting therefor by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Conrad,	Mr. Long,	Mr. Sutton,
Barry,	Coomer,	McGregor,	Swift,
Bentley,	Cossitt,	McKie,	Ulrich,
Boynton,	Dakin,	Northwood,	Walthew,
Brant,	Egan,	Potter,	Waltz,
Campbell,	Hammond,	Richardson,	Weiss,
Carlton,	Hampton,	Shorts,	Wright,
Chapman,	Johnson,	Stark,	

31

## NAYS.

Mr. Bardwell,	Mr. Davis,	Mr. Hayes,	Mr. Snyder,
Bates,	Dickson,	Howell,	Staples,
Beecher,	Diekema,	Jones,	Town,
Beekman,	Divine,	Kirkpatrick,	Watson,
Black,	Dodge,	Makelim,	Webber,
Blacker,	Dunbar,	Malcolm,	Wellman,
Brown,	Eldred,	Markey,	Wiggins,
Case, A. T.,	Estee,	McCormick,	Williams,
Case, O. N.,	Ford,	North,	Wilson,
Collins,	Gardner,	Parkhurst,	Wood,
Cross,	Gibbs,	Sellers,	Woodruff,
Crozer,			

45

Mr. Estee demanded the previous question.

The demand was seconded.

The question being shall the main question be now put,

The same was ordered.

The motion that the House go into committee of the whole for the consideration of

Senate joint resolution No. 15 (File No. 12), entitled

Joint resolution extending the time for the completion of the Marquette, Houghton and Ontonagon railroad,

Then prevailed.

## GENERAL ORDER.

The Speaker called Mr. Coomer to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following joint resolution:

Senate joint resolution No. 15 (File No. 12), entitled

Joint resolution extending the time for the completion of the Marquette, Houghton & Ontonagon railroad,

But have taken no action thereon.

GEO. W. COOMER, *Chairman.*

Report accepted.

Mr. Davis moved that the House take a recess until 7:30 P. M.,

Pending which

Mr. O. N. Case moved that the House adjourn,

On which

Mr. Bates demanded the yeas and nays.

The demand was seconded, and the motion prevailed by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Coomer,	Mr. McGregor,	Mr. Stark,
Barry,	Cossitt,	McKie,	Sutton,
Bentley,	Dakin,	Oviatt,	Swift,
Boynton,	Dunbar,	Post,	Ulrich,
Brant,	Hammond,	Potter,	Waltz,
Carlton,	Hampton,	Powers,	Weiss,
Case, J. A.,	Kelly,	Richardson,	Wellman,
Case, O. N.,	Long,	Shorts,	Williams,
Conrad,	McCormick,	Staples,	Wright,

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#### NAYS.

Mr. Bates,	Mr. Davis,	Mr. Hayes,	Mr. Rumsey,
Beecher,	Dickson,	Holman,	Sellers,
Beekman,	Diekema,	Johnson,	Town,
Black,	Divine,	Jones,	Watson,
Brown,	Dodge,	Kirkpatrick,	Webber,
Case, A. T.,	Egan,	Lincoln,	Wood,
Chapman,	Eldred,	Malcolm,	Woodruff,
Cross,	Estee,	North,	Speaker,
Crozer,	Gardner,	Parkhurst,	

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The Speaker declared the House adjourned until 10 o'clock to-morrow morning.

*Lansing, Friday, May 1, 1885.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Rev. Mr. Valentine.

Roll called: quorum present.

Absent without leave: Messrs. Blacker, Cannon, A. T. Case, Conrad, Ford, Howell, Johnson, Divine, McNabb, Northwood, Town, Voorhees, and Wiggins.

On motion of Mr. Oviatt,

Leave of absence was granted to Mr. Campbell for the day.

On motion of Mr. Watson,

Leave of absence was granted to Mr. Johnson for the day.

On motion of Mr. Bates,

Leave of absence was granted to the committee on site for soldiers' home indefinitely.

On motion of Mr. Sellers,

Leave of absence was granted to Mr. Blacker indefinitely.

On motion of Mr. Mason,

Leave of absence was granted to Mr. Wiggins until Tuesday.

On motion of Mr. Cossitt,

Leave of absence was granted to himself until Tuesday.

On motion of Mr. Bentley,  
Leave of absence was granted to himself until Tuesday.  
On motion of Mr. Bentley,  
Leave of absence was granted to Mr. Hayes until Tuesday.  
On motion of Mr. Cossitt,  
Leave of absence was granted to Mr. McNabb for the day.  
On motion of Mr. Markey,  
Leave of absence was granted to Mr. Towne for the day.  
On motion of Mr. Hammond,  
Leave of absence was granted to Mr. Voorhees until Tuesday.  
On motion of Mr. Gibbs,  
Leave of absence was granted to Mr. A. T. Case until May 11.  
On motion of Mr. Chapman,  
Leave of absence was granted to Mr. Conrad for the day.  
On motion of Mr. Chapman,  
Leave of absence was granted to Mr. Divine until May 6.  
On motion of Mr. J. A. Case,  
Leave of absence was granted to himself until Tuesday.

## REPORTS OF STANDING COMMITTEES.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 492, entitled

A bill to amend sections 4 and 7 of chapter 11, and to repeal section 14 of chapter 12 of act No. 10 of the session laws of 1882, being an act to amend sections 4, 5, and 8 of chapter 2, sections 4 and 7 of chapter 3, section 3 of chapter 4, and sections 5 and 13 of chapter 11, and to add a new section to chapter 12 to stand as section 14 of act No. 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State, approved June 8, 1881,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAS. W. McCORMICK, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on railroads:

The committee on railroads, to whom was referred

House bill No. 69 (File No. 33), entitled

A bill to protect highway crossings over railroads by requiring railroad companies doing business within the State to remove embankments at such crossings, and for forty rods each way from such highways,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

ALONZO C. DAVIS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Parkhurst,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on railroads:

The committee on railroads, to whom was referred

House bill No. 518 (File No. 223), entitled

A bill to regulate and provide for the carrying, yarding, and feeding of so called Texas cattle, while in transit into or across this State between the first day of April and the first day of November of each year,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, with an amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

ALONZO C. DAVIS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Dickson,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

Senate bill No. 139 (File No. 175), entitled

A bill to establish a State House of Correction and a branch of the State Prison in the Upper Peninsula, and to provide for the location and erection thereof, and making an appropriation therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wright,

The bill was laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 217 (File No. 82), entitled

A bill to provide a uniform system of records and accounts for use of superintendents, overseers, and directors of the poor and keepers of poorhouses,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

FREE ESTEE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 103 (File No. 173), entitled

A bill to amend section 18 of chapter 266 of the compiled laws of 1871,

being section 9651 of Howell's Statutes, relative to the inspection of county jails and the regulation thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

FREE ESTEE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House joint resolution No. 39, entitled

Joint resolution to amend section 1 of article 7 of the constitution of this State, relative to elections,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

FREE ESTEE, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 517, entitled

A bill to regulate the carrying of concealed weapons,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

FREE ESTEE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Collins,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on industrial home for girls:

The committee on industrial home for girls, to whom was referred

Senate bill No. 227 (File No. 183), entitled

A bill making an appropriation for the State Industrial Home for Girls for the years 1885 and 1886,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. W. MALCOLM, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on ways and means.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 273, entitled

A bill to vacate the recorded plat of Yoemans' addition to the city of Ionia, Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without recommendation, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Sellers,

The bill was laid on the table.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 156, entitled

A bill to repeal the act incorporating the village of Pinckney,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Sellers,

The bill was laid on the table.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 12, entitled

A bill to confer power and authority upon the common council of the village of Houghton, to purchase and acquire property, and to erect all proper and necessary structures in connection therewith, without as well as within the corporate limits of said village, and to hold and to maintain the same for the sole purpose of supplying said village and the inhabitants thereof with water,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Sellers,

The bill was laid on the table.

By the committee on municipal incorporations:

The committee on municipal corporations, to whom was referred

House bill No. 374, entitled

A bill to repeal act No. 226 of the session laws of the State of Michigan for the year 1883, entitled "An act to incorporate the village of Pinckney,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Sellers,

The bill was laid on the table.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 642, entitled



A bill to authorize and empower the village council of the village of Harbor Springs to establish fire limits in said village,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Sellers,

The bill was laid on the table.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 631, entitled

A bill to detach certain territory from the township of Carrollton, in the county of Saginaw, and annex the same to the city of East Saginaw,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Sellers,

The bill was laid on the table.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 326, entitled

A bill to amend section 27, of Chap. 11, of an act entitled "An act to provide a charter of the city of Detroit, and repeal all acts and parts of acts in conflict therewith," approved June 7, 1883,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Sellers,

The bill was laid on the table.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 656, entitled

A bill to incorporate the village of Dryden, Lapeer county,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Sellers,

The bill was laid on the table.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 623 (File No. 244), entitled

A bill to amend chapter 189 of the compiled laws of 1871, being chapter 263

of Howell's Annotated Statutes, relative to the trial of issues of fact, by adding a new section to stand as section 73.

R. J. DICKSON, *Chairman*.

Report accepted.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
Lansing, April 30, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[House bill No. 622, File No. 244, being]

An Act to amend chapter 189 of the compiled laws of 1871, being chapter 263 of Howell's Annotated Statutes relative to the trial of issues of fact, by adding thereto a new section to stand as section 73.

RUSSELL A. ALGER, *Governor*.

The message was laid on the table.

The Speaker also announced the following:

EXECUTIVE OFFICE, MICHIGAN,  
LANSING, April 30, 1885. }

*To the Legislature:*

Permit me to again call your attention to the matter of a "pardoning board."

Since my inaugural, and after further investigation, I have changed my views somewhat, and now recommend that a board consisting of four, two from each of the dominant political parties, with such compensation as will secure able talent, be appointed as an advisory board, whose duty shall be to investigate the cases of such convicts in our State prison and house of correction as may apply, and report to the Executive, with such recommendations as in their judgment seems best, either as to pardons, commutations, or non-action. After a full examination of each case is made, the recommendations so made to be acted upon by the Executive as he in his judgment shall deem best.

It is a notorious fact that sentences of criminals from different circuits in the State for the same offense are widely different, and frequently so from the same court.

There are now in Jackson State prison, I am informed, two men serving from the same county, one of them for the term of *eight* years for stealing an old horse and wagon, which he claims he took for a labor debt of about twenty dollars, and which he sold for that amount; and the other for a term of ten years for stealing nearly one hundred thousand dollars.

Very many cases are reported, which if at all as described, should be investigated, both the offense and term of sentence, and also as to the character of the offender previous to the commission of the crime; and his conduct in prison since being sentenced.

This work is so great that it is simply impossible for the Executive to attend to it thoroughly and properly, and beside at least two lawyers ought to be upon the commission.

I am sure the State of Michigan ought and will see justice done to even this class.

Senate bill No. 32 can, I think, be so amended as to serve the purpose, if you deem it wise to act in accordance with these recommendations.

This is substantially the same as a law now in force in Massachusetts.

RUSSELL A. ALGER.

On motion of Mr. Brant,

The message was referred to the committee on judiciary.

The Speaker also announced the following:

EXECUTIVE OFFICE,  
Lansing, April 30, 1885. }

*To the Legislature:*

I beg to transmit herewith a copy of a letter received from Governor Robie, of Maine.

As a large number of the veterans from our State will attend this reunion, I sincerely hope a concurrent resolution may pass authorizing the Quartermaster General to comply with Governor Robie's request.

RUSSELL A. ALGER.

The following is a copy of the letter referred to:

STATE OF MAINE,  
EXECUTIVE DEPARTMENT,  
Augusta, April 28, 1885. }

*To His Excellency, RUSSELL A. ALGER, Governor of the State of Michigan:*

SIR—The national reunion of the veterans of the G. A. R., in the city of Portland, in June next, will bring together from all parts of the Union thousands of the soldiers of the recent war.

It will be impossible for the State of Maine to provide a sufficient number of army tents to shelter so many. I am therefore compelled to ask your assistance, with many thanks if practicable to grant it. Will you be so kind as to give us the loan of the tents belonging to the State of Michigan for the use of our guests of the G. A. R., provided the State of Maine will be responsible for the care, damage, and expense of transportation; and bear the expense of an agent you may designate to accompany them. A favorable and early action will be highly appreciated and your generosity duly considered.

Yours, with great respect,

FREDERICK ROBIE,  
Governor of Maine.

On motion of Mr. Brant,

The message and accompanying letter were referred to the committee on military affairs.

#### THIRD READING OF BILLS.

House bill No. 160 (File No. 356), entitled

A bill making appropriations for the current expenses of the State Normal School for the years 1885 and 1886,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Davis,	Mr. Long,	Mr. Staples,
Bardwell,	Dickson,	Makelim,	Stark,
Bates,	Diekema,	Malcolm,	Sutton,
Beecher,	Dodge,	Manwaring,	Swift,
Beekman,	Dunbar,	Markey,	Ulrich,
Black,	Egan,	Mason,	Walthew,

Mr. Boynton,	Mr. Eldred,	Mr. McClelend,	Mr. Waltz,	
Brown,	Estee,	McCormick,	Watson,	
Carlton,	Gardner,	McGregor,	Webber,	
Case, J. A.,	Gibbs,	McKie,	Weiss,	
Case, O. N.,	Hammond,	North,	Wellman,	
Chapman,	Hampton,	Oviatt,	Williams,	
Coleman,	Holman,	Post,	Wilson,	
Coomer,	Jones,	Rumsey,	Woodruff,	
Crozer,	— Kelly,	Sellers,	Wright,	
Dakin,	Kirkpatrick,	Shorts,	Speaker,	64
NAYS.				0

Title agreed to.

On motion of Mr. Brown,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 316 (File No. 135), entitled

A bill to amend section 2 of act No. 27 of the session laws of 1882, approved March 19, 1882, entitled "An act to provide for the incorporation of the Grand Council of the Royal Templars of Temperance, and any select council of the order in the State of Michigan,"

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Diekema,	Mr. Malcolm,	Mr. Staples,	
Bardwell,	Dodge,	Manwaring,	Stark,	
Bates,	Dunbar,	Markey,	Sutton,	
Beecher,	Egan,	Mason,	Swift,	
Beekman,	Eldred,	McClelend,	Ulrich,	
Black,	Estee,	McCormick,	Walthew,	
Boynton,	Gardner,	McGregor,	Waltz,	
Brown,	Gibbs,	McKie,	Watson,	
Carlton,	Hammond,	North,	Webber,	
Case, J. A.,	Hampton,	Oviatt,	Weiss,	
Case, O. N.,	Holman,	Post,	Wellman,	
Chapman,	Jones,	Potter,	Williams,	
Cross,	Kelley,	Powers,	Wilson,	
Dakin,	Kirkpatrick,	Rumsey,	Woodruff,	
Davis,	Long,	Sellers,	Wright,	
Dickson,	Makelim,	Shorts,	Speaker,	64
NAYS.				0

Title agreed to.

House bill No. 362 (File No. 96), entitled

A bill to amend section 4 of act No. 316 of the session laws of 1867, as amended by act No. 323 of the session laws of 1879, being an act entitled "An act to reorganize the Union School District of the City of Flint, and to repeal act No. 309, of the session laws of 1867, act No. 375 of the session laws of 1871, and act No. 22 of the session laws of 1872,"

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Dodge,	Mr. Manwaring,	Mr. Stark,
Baker,	Dunbar,	Markey,	Sutton,
Bardwell,	Egan,	Mason,	Swift,
Bates,	Eldred,	McClelland,	Ulrich,
Beecher,	Engleman,	McCormick,	Walthew,
Beekman,	Estee,	McGregor,	Waltz,
Boynton,	Gardner,	North,	Watson,
Carlton,	Gibbs,	Oviatt,	Webber,
Case, J. A.,	Hammond,	Post,	Weiss,
Case, O. N.,	Hampton,	Potter,	Wellman,
Chapman,	Holman,	Powers,	Williams,
Coleman,	Jones,	Rumsey,	Wilson,
Collins,	Kelly,	Sellers,	Wright,
Dakin,	Kirkpatrick,	Shorts,	Speaker,
Diekema,	Malcolm,	Staples,	

59

## NAYS.

Mr. Dickson,

1

Title agreed to.

On motion of Mr. Bardwell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate joint resolution No. 25, entitled

Joint resolution authorizing the Board of State Auditors to adjust the claim of Peter Des Pelder, growing out of the sale of certain State swamp lands,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Dakin,	Mr. Malcolm,	Mr. Staples,
Baker,	Dickson,	Manwaring,	Stark,
Bardwell,	Diekema,	Mason,	Sutton,
Bates,	Dunbar,	McClelland,	Swift,
Beecher,	Eldred,	McCormick,	Waltz,
Beekman,	Estee,	McGregor,	Watson,
Boynton,	Gardner,	McKie,	Webber,
Brant,	Gibbs,	North,	Weiss,
Carlton,	Hammond,	Oviatt,	Wellman,
Case, J. A.,	Hampton,	Post,	Williams,
Case, O. N.,	Holman,	Potter,	Wilson,
Chapman,	Jones,	Powers,	Woodruff,
Coleman,	Kelly,	Rumsey,	Wright,
Collins,	Kirkpatrick,	Sellers,	Speaker,
Cross,	Long,	Snyder,	

59

## NAYS.

0

Title agreed to.

On motion of Mr. Watson,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 216 (File No. 80), entitled

A bill to amend sections 1 and 2 of an act entitled "An act to amend an act entitled 'An act to require supervisors, directors, and overseers to make certain annual reports to the county superintendents of the poor,' approved April 23, 1875, and to add one new section thereto," approved May 27, 1879, being sections 1810 and 1811 of Howell's Annotated Statutes of 1882,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Dakin,	Mr. Kirkpatrick,	Mr. Sellers,
Baker,	Davis,	Long,	Shorts,
Bardwell,	Dickson,	Manwaring,	Snyder,
Barry,	Dunbar,	Markey,	Staples,
Bates,	Egan,	Mason,	Sutton,
Beecher,	Eldred,	McClelland,	Swift,
Black,	Engleman,	McCormick,	Waltz,
Brant,	Estee,	McKie,	Watson,
Carlton,	Gibbs,	North,	Wellman,
Case, O. N.,	Hammond,	Oviatt,	Wilson,
Chapman,	Hampton,	Post,	Woodruff,
Coleman,	Holman,	Potter,	Wright,
Collins,	Jones,	Powers,	Speaker,
Coomer,	Kelley,	Rumsey,	

55

## NAYS.

Mr. Beekman,	Mr. Diekema,	Mr. Malcolm,	Mr. Weiss,
Boynton,	Gardner,	Webber,	Williams,
Case, J. A.,			

9

Title agreed to.

Senate bill No. 308 (File No. 156), entitled

A bill to provide for the publication of useful information derived from experiments made in the different departments of the Agricultural College,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Davis,	Mr. Makelim,	Mr. Shorts,
Bardwell,	Dickson,	Malcolm,	Snyder,
Barry,	Diekema,	Manwaring,	Staples,
Bates,	Dunbar,	Markey,	Stark,
Beecher,	Egan,	McClelland,	Sutton,
Beekman,	Eldred,	McCormick,	Swift,
Black,	Engleman,	McKie,	Ulrich,
Boynton,	Estee,	North,	Walthew,
Carlton,	Gardner,	Oviatt,	Waltz,
Case, J. A.,	Gibbs,	Parkhurst,	Webber,
Case, O. N.,	Hammond,	Post,	Wellman,
Chapman,	Hampton,	Potter,	Williams,
Coleman,	Jones,	Powers,	Wilson,
Collins,	Kelly,	Rumsey,	Woodruff,
Coomer,	Kirkpatrick,	Sellers,	Speaker,
Dakin,			

61

## NAYS.

Mr. Dodge,	Mr. Long,	Mr. Watson,	Mr. Wright,
Holman,	Mason,		

6

Title agreed to.

Mr. Wright moved that the bill be ordered to take immediate effect;

Which motion did not prevail.

Senate bill No. 382 (File No. 95), entitled

A bill to amend chapter 106 of the Compiled Laws of 1871, being chapter 167 of Howell's Annotated Statutes relative to industrial schools, by adding two new sections thereto to stand as sections 7 and 8,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Davis,	Mr. Manwaring,	Mr. Staples,
Bardwell,	Dickson,	Markey,	Stark,
Barry,	Diekema,	Mason,	Sutton,
Bates,	Dodge,	McClelend,	Swift,
Beecher,	Dunbar,	McCormick,	Ulrich,
Beekman,	Egan,	McGregor,	Walthew,
Black,	Eldred,	McKie,	Waltz,
Boynton,	Engleman,	North,	Watson,
Carlton,	Estee,	Oviatt,	Webber,
Case, J. A.,	Jones,	Post,	Wellman,
Case, O. N.,	Kelly,	Potter,	Williams,
Chapman,	Kirkpatrick,	Powers,	Wilson,
Collins,	Lincoln,	Rumsey,	Woodruff,
Ooomer,	Long,	Sellers,	Wright,
Dakin,	Malcolm,	Snyder,	Speaker,

60

## NAYS.

Mr. Holman,	Mr. Shorts,	Mr. Weiss,
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3

Title agreed to.

Senate bill No. 219 (File No. 136), entitled

A bill to amend sections 8 and 75 of chapter 10 of the compiled laws of 1871, being compiler's sections 480 and 585 of Howell's Annotated Statutes, with reference to county officers,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Barry moved to strike out the enacting words of the bill,

Pending which,

On motion of Mr. Diekema,

The bill was laid on the table.

Senate bill No. 313 (File No. 157), entitled

A bill to change the name of Maurice Benham to Henry Maurice Buswell,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Diekema,	Mr. McClelend,	Mr. Sutton,
Bardwell,	Dodge,	McCormick,	Swift,
Bates,	Egan,	McGregor,	Ulrich,
Beecher,	Estee,	McKie,	Walthew,

Mr. Beekman,	Mr. Gibbs,	Mr. North,	Mr. Watson,
Black,	Hammond,	Oviatt,	Webber,
Beynton,	Hampton,	Parkhurst,	Weiss,
Carlton,	Jones,	Richardson,	Wellman,
Case, J. A.,	Kelly,	Rumsey,	Williams,
Chapman,	Kirkpatrick,	Sellers,	Wilson,
Conrad,	Lincoln,	Shorts,	Wood,
Cross,	Long,	Snyder,	Woodruff,
Dakin,	Makelim,	Staples,	Wright,
Davis,	Markey,	Stark,	Speaker,
Dickson,	Mason,		

38

## NAYS.

Mr. Barry, Mr. Case, O. N., Mr. Dunbar, Mr. Powers, 4  
Title agreed to.

Mr. Estee moved that the bill be ordered to take immediate effect;  
Which motion did not prevail.

Mr. Conrad moved to reconsider the vote by which the House refused to  
pass

House bill No. 401 (File No. 276), entitled

A bill to amend section 13 of chapter 3 of act No. 164, session laws of  
1881, being consecutive section 5066 of Howell's Annotated Statutes, relative  
to the employment of teachers in public schools;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Estee,

The bill was laid on the table.

Mr. Markey, by unanimous consent, offered the following:

*Resolved*, That when the House adjourn to-day it stand adjourned until  
Monday, May 4th, at 9 o'clock P. M.;

Which was adopted.

Mr. Estee, by unanimous consent, offered the following:

*Resolved*, That the State Treasurer be and is hereby requested to report to  
this House the rate of interest paid to the State by each of the banks in which  
the State's funds have been deposited during the year ending April 30th,  
1885, and the amount of interest paid to the State by each of said banks and  
the total amount of such interest received by the State during said year.

Which was adopted.

Mr. Parkhurst, by unanimous consent, offered the following:

*Whereas*, The absence of members retards the business of committees and  
gives the passage of important bills an unfair chance under the rule requiring  
a majority of all the members elect for their passage; therefore,

*Be it resolved*, That all the honorable members of this House are hereby  
respectfully requested not to be absent on private business during the balance  
of the session;

Which was adopted.

Senate bill No. 14 (File No. 2), entitled

A bill to amend section 1 of act No. 105 of the Session Laws of 1869,  
entitled "An act for the encouragement of agriculture, manufactures, and  
the mechanic arts," being section 2298 of Howell's Annotated Statutes,

Was read a third time, and pending the taking of the vote on the passage  
thereof,



Mr. Watson moved to strike out the enacting words of the bill;  
Which motion prevailed.

Mr. Carlton moved that the House adjourn.

Mr. Estee demanded the yeas and nays.

The demand was seconded, and the motion prevailed, by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Diekema,	Mr. Markey,	Mr. Staples,
Bardwell,	Dodge,	McClelland,	Sutton,
Barry,	Egan,	McCormick,	Ulrich,
Black,	Hampton,	McGregor,	Walthew,
Boynton,	Jones,	McKie,	Webber,
Brant,	Kelly,	North,	Weiss,
Carlton,	Lincoln,	Rumsey,	Wellman,
Case, J. A.,	Long,	Shorts,	Williams,
Dakin,	Makelim,	Snyder,	Wilson,
Davis,			

37

## NAYS.

Mr. Bates,	Mr. Conrad,	Mr. Oviatt,	Mr. Swift,
Beecher,	Dickson,	Parkhurst,	Watson,
Beekman,	Dunbar,	Powers,	Wright,
Case, O. N.,	Estee,	Sellers,	Speaker,
Chapman,	Gibbs,	Stark,	

19

The Speaker declared the House adjourned until Monday, May 4, at 9 o'clock P. M.

*Lansing, Monday, May 4, 1885.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Rev. Mr. Franklin.

Roll called: not a quorum present.

Absent without leave: Messrs. Bardwell, Barry, Black, Brant, Brown, Carlton, Coleman, Conrad, Coomer, Cross, Crozer, Dakin, Dickson, Diekema, Dodge, Engleman, Estee, Gibbs, Hampton, Hayes, Kelly, Lincoln, Manwaring, Mason, McClelland, McCormick, Parkhurst, Powers, Richardson, Stark, Swift, Ulrich, Walthew, Waltz, Watson, Webber, Williams, and Woodruff.

On motion of Mr. Campbell,

The House adjourned.

*Lansing, Thursday, May 5, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by the Rev. Mr. Ford,

Roll called : quorum present.

Absent without leave: Messrs. Bardwell, Black, Brown, Coleman, Coomer, Crozer, Dickson, Engleman, Estee, Gibbs, Hayes, Makelim, Mason, Potter, Powers, Ulrich, Walthew, Waltz and Watson.

On motion of Mr. Jones,

Leave of absence was granted to Mr. Gibbs for the day.

On motion of Mr. Beecher,

Leave of absence was granted to all absentees for the day.

On motion of Mr. McCormick,

Leave of absence was granted to Mr. Engleman indefinitely on account of sickness.

On motion of Mr. Adams,

Leave of absence was granted to Mr. Brown indefinitely on account of sickness.

On motion of Mr. Kirkpatrick,

Leave of absence was granted to Mr. Crozer indefinitely,

On motion of Mr. Post,

Leave of absence was granted to Mr. Estee until Thursday.

#### PRESENTATION OF PETITIONS.

No. 915. By the Speaker: Petition of P. M. Angus, S. A. Miller, and 35 others, relative to soldiers' home for disabled soldiers, sailors and marines. Referred to committee on military affairs.

No. 916. By Mr. Wilson: Petition of J. B. Watson, A. W. Whitcomb, and 25 other citizens of Coopersville, for the passage of a bill regulating the practice of pharmacy.

Referred to the committee on public health.

No. 917. By Mr. Hampton: Petition of 45 resident property owners of Boyne City for the passage of the anti-monopoly insurance bill.

Referred to committee on insurance.

No. 918. By Mr. Parkhurst: Communication of President Angell of the State University, relative to the collection of casts of Randolph Rogers, the artist.

On demand of Mr. Parkhurst,

The communication was read at length, and spread at large on the Journal, as follows :

UNIVERSITY OF MICHIGAN, }  
May 4, 1885. }

*Hon. J. G. Parkhurst, Chairman of House Committee on University:*

DEAR SIR—We have to-day received information from Mrs. Randolph Rogers, wife of the distinguished Michigan sculptor (who is himself now an invalid), that her husband is making preparations to send from Rome as a gift to the University, the casts of all the works which he has completed in the

course of his long and laborious life. These works comprise a number of the best known monuments commemorative of events in our late war, statues of eminent statesmen and military and naval officers, the bronze doors of the capitol at Washington, and several ideal statues whose fame is world wide. They are of the very greatest value.

The eminent sculptor having been born in this State, and having lived here till early manhood, has had the generous and patriotic desire to place his great collection of his works in Michigan for preservation.

Many of these works are so large and must be packed with so great care that the boxing and transportation of them must necessarily be expensive. We have no means at this time of making a correct estimate of the cost of removing them from Rome to Ann Arbor. But there can be no doubt that it will be beyond the means now at the disposal of the University for such purposes.

I therefore venture to make known the facts through you to the Legislature, and to raise the inquiry whether that body may not be disposed to appropriate a sum not exceeding \$2,500 for the removal of the gifts of Mr. Rogers, and providing that only so much of said sum as is needed for the purpose shall be drawn by the University.

The Rogers collection added to the collection of works of art left to the University by the late H. C. Lewis, Esq., of Coldwater, will furnish the University with such a gallery of art as is possessed by no other University in America.

Very respectfully yours,

JAMES B. ANGELL, *President.*

Referred to the committee on ways and means.

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 189, entitled

A bill to prevent crime and to punish truancy,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Markey,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 596, entitled

A bill to amend section 4269, compiled laws of 1871, and sundry other sections of said laws, being compiler's section 5733, and the following sections of Howell's Annotated Statutes of Michigan, relative to estates in dower and by courtesy,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Parkhurst,

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 594, entitled

A bill to amend section 1, of chapter 156, of the compiled laws of 1871, being section 1, of chapter 223, of Howell's Annotated Statutes, relative to administration and distribution of estates of intestates,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Parkhurst,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 634, entitled

A bill to amend section 6 of the laws entitled "Of Divorce," and to repeal section 8, being sections 6228 and 6230 of Howell's compilation,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Bates,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 633, entitled

A bill to amend sections 6228, 6229, and 6230, the same being sections 6, 7, and 8 of chapter 237 of Howell's Annotated Statutes of the State of Michigan, entitled divorce,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Markey,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House joint resolution No. 6, entitled

Joint resolution proposing amendment to constitution relative to compensation of members of the Legislature;

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, with

Joint resolution No. 37, entitled

Joint resolution proposing an amendment to section 15, article 4, of the constitution of this State, relative to the compensation of members of the Legislature, as a substitute therefor, recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Markey,

The House concurred in the adoption of the substitute reported by the committee.

The substituted joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 641, entitled

A bill relative to jurisdiction of circuit courts in suits against mutual benefit, coöperative, and benevolent associations,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to amend sections 1 and 2 of act number 178 of the session laws of 1881, approved May 31, 1881, relative to jurisdiction of circuit courts in suits against mutual benefit, coöperative, and benevolent associations, being compilers sections 4360 and 4361 of Howell's Annotated Statutes of 1882,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Markey,

The House concurred in the adoption of the substitute reported by committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 458, entitled

A bill to amend sections 5208, 5209, of the compiled laws of 1871, being sections 6771 and 6772 of Howell's Annotated Statutes, relative to probate judges,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 143 (File No. 115), entitled

A bill to provide for continuance of actions in justices' courts in case of

vacancy in the office, or sickness, absence, or other inability of the justice before whom the same shall have been commenced, to perform the duties of his office,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 366 (File No. 182), entitled

A bill to fix the liability of sureties on the bonds of public officers,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate joint resolution No. 21 (File No. 10), entitled

Joint resolution proposing an amendment to section 28 of the schedule of the constitution of this State relative to the Governor's appointments,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman*.

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 193 (File No. 172), entitled

A bill to amend section 45 of chapter 147 of the compiled laws of 1871, relative to estates in real property, being section 5561 of Howell's Annotated Statutes,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Joint resolution No. 37, entitled

Joint resolution proposing an amendment to section 15, article 4, of the constitution of this State, relative to the compensation of members of the Legislature, as a substitute therefor, recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Markey,

The House concurred in the adoption of the substitute reported by the committee.

The substituted joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 641, entitled

A bill relative to jurisdiction of circuit courts in suits against mutual benefit, coöperative, and benevolent associations,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to amend sections 1 and 2 of act number 178 of the session laws of 1881, approved May 31, 1881, relative to jurisdiction of circuit courts in suits against mutual benefit, coöperative, and benevolent associations, being compilers sections 4360 and 4361 of Howell's Annotated Statutes of 1882,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Markey,

The House concurred in the adoption of the substitute reported by committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 458, entitled

A bill to amend sections 5208, 5209, of the compiled laws of 1871, being sections 6771 and 6772 of Howell's Annotated Statutes, relative to probate judges,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 143 (File No. 115), entitled

A bill to provide for continuance of actions in justices' courts in case of

vacancy in the office, or sickness, absence, or other inability of the justice before whom the same shall have been commenced, to perform the duties of his office,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 366 (File No. 182), entitled

A bill to fix the liability of sureties on the bonds of public officers,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate joint resolution No. 21 (File No. 10), entitled

Joint resolution proposing an amendment to section 28 of the schedule of the constitution of this State relative to the Governor's appointments,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman*.

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 193 (File No. 172), entitled

A bill to amend section 45 of chapter 147 of the compiled laws of 1871, relative to estates in real property, being section 5561 of Howell's Annotated Statutes,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred



House bill No. 711, entitled

A bill to amend section 1 of chapter 335 of Howell's Annotated Statutes, relative to new trials and exceptions in criminal cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 626, entitled

A bill to amend section No. 839 of the compiled laws of 1871, being section 5802 of Howell's Statutes, relative to the probate of wills,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 110 (manuscript), entitled

A bill to amend act No. 28 of the session laws of 1877, approved March 9, 1877, entitled "An act to provide for the appointment of an assistant prosecuting attorney for the county of Wayne," by adding a new section thereto to stand as section 7,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 185 (File No. 164), entitled,

A bill to provide for the appointment, compensation, and duties of a stenographer for the 16th judicial circuit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 131 (File No. 154), entitled

A bill to amend section 1 of act No. 142 of the session laws of 1883, being an act entitled "An act to provide for selecting petit jurors in the upper peninsula,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 162 (File No. 122), entitled

A bill to amend chapter 245 of the compiled laws of 1871, being chapter 318 of title 39 of Howell's Annotated Statutes, relative to "offenses against property," and to stand as section 9176a,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Markey,

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 526, entitled

A bill to authorize the appointment of an assistant prosecuting attorney in Jackson county,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

D. P. MARKEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Boynton,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

Senate bill No. 201 (File No. 64), entitled

A bill to extend aid to the University of Michigan, and to repeal section 1 of act No. 32 of the session laws of 1873, being section 4944 of Howell's Annotated Statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman*.

Report accepted and committee discharged.

Mr. Parkhurst moved that the bill be referred to the committee of the whole, and placed on the general order.

Pending which,

Mr. Bates moved that the bill be laid on the table;

Which motion did not prevail.

The motion that the bill be referred to the committee of the whole did not then prevail.

Mr. Bates moved that the further consideration of the bill be indefinitely postponed.

Pending which,

On motion of Mr. Parkhurst,

The bill was laid on the table.

By the committee on ways and means:

The committee on ways and means, to whom was referred

Senate bill No. 202 (Senate File No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Rumsey,

The House concurred in the adoption of the substitute reported by committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

Senate bill No. 263 (File No. 185), entitled

A bill making appropriations for the current expenses and for buildings, etc., for the Michigan School for the Blind for the years 1885 and 1886,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 529, entitled

A bill to incorporate the village of Hart in the county of Oceana,

Respectfully report that they have had the same under consideration, and

have directed me to report the same back to the House, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Post,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Diekema,	Mr. Long,	Mr. Shorts,
Baker,	Dodge,	Malcolm,	Snyder,
Barry,	Dunbar,	Manwaring,	Staples,
Bates,	Egan,	Markey,	Sutton,
Beecher,	Eldred,	McClelland,	Town,
Beekman,	Ford,	McCormick,	Voorhees,
Bentley,	Gardner,	McGregor,	Webber,
Campbell,	Hammond,	McKie,	Weiss,
Cannon,	Hankerd,	North,	Wellman,
Carlton,	Harper,	Oviatt,	Wiggins,
Case, O. N.,	Holman,	Parkhurst,	Williams,
Chapman,	Howell,	Post,	Wilson,
Collins,	Johnson,	Potter,	Wood,
Conrad,	Jones,	Richardson,	Woodruff,
Cross,	Kelly,	Rumsey,	Wright,
Dakin,	Kirkpatrick,	Sellers,	Speaker,
Davis,	Lincoln,		

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#### NAYS.

Mr. Hampton, Mr. McNabb,

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Title agreed to.

On motion of Mr. Post,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on public lands:

The committee on public lands, to whom was referred

House joint resolution No. 17, entitled

A joint resolution authorizing the Governor to issue a patent of certain lands to David G. Brown,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

CALVIN K. BRANDON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. McKie,

The joint resolution was laid on the table.

Mr. Campbell, by unanimous consent, offered the following:

*Resolved*, That 1,500 copies of the recently delivered opinions of the Supreme Court Justices upon the tax law be printed for the use of the members of the House.

Mr. Markey moved to amend the resolution by making it include the opinion in the "Iron Cliffs" case ;

Which was agreed to.

Mr. Holman moved to amend the resolution by making the number to be printed 500 instead of 1,500 ;

Which was not agreed to.

The resolution was then adopted.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following :

EXECUTIVE OFFICE, }  
Lansing, May 4, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[House bill No. 654 (File No. 205), being]

An act to provide for keeping in repair a certain State road in St. Clair county ;

Also,

[House bill No. 368 (File No. 266), being]

An act to repeal section 91 of an act entitled "An act to amend an act entitled 'An act to incorporate the city of Ludington,'" approved March 22, 1873, by adding four new sections thereto, to stand as sections 88, 89, 90, and 91, approved January 5, A. D. 1883 ;

Also,

[House bill No. 603 (File No. 151), being]

An act to incorporate the city of Wyandotte, and to repeal act No. 297 of the session laws of 1867, approved March 25, 1867, and all acts amendatory thereto ;

Also,

[House joint resolution No. 31 (File No. 16), being]

Joint resolution authorizing the Governor to issue a patent to Chester C. Morton, of Cass county, for the east  $\frac{1}{4}$  of the southeast fractional  $\frac{1}{4}$  of section 16, in township 5 south, of range number 15 west, in Cass county, the same being primary school lands.

R. A. ALGER, *Governor.*

The message was laid on the table.

The Speaker also announced the following :

EXECUTIVE OFFICE, }  
Lansing, May 5, 1885. }

*To the House of Representatives:*

Should the Legislature decide to create a "Pardoning Board" in accordance with my message of the 30th ult., I would suggest that the law be so framed as not to permit the sitting of the board to exceed six months during one gubernatorial term, and that the compensation should be regulated accordingly, leaving the portion of the six months which the board should sit discretionary with the executive. I do not think a secretary other than a stenographer would be essential.

RUSSELL A. ALGER.

Referred to the committee on judiciary.

## MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER,  
Lansing, May 4, 1885. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed by the Senate to transmit the following concurrent resolution :

*Resolved by the Senate* (the House concurring), that the Quartermaster General be and he is hereby authorized, under such regulations as may be approved by the Governor, to loan to the State of Maine the army tents belonging to the State of Michigan, for the use of the veterans of the Grand Army of the Republic at the National Reunion to be held in the city of Portland, in June next: *Provided*, that such regulations shall make provision that the State of Maine shall, in accordance with the proposition of the governor of that State, be responsible and pay for all damage to the same, and pay all expenses of transportation, and the expenses of an agent to have charge of the same while so loaned.

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The question being on concurring in the adoption of the resolution,  
The House concurred.

The Speaker also announced the following :

SENATE CHAMBER,  
Lansing, May 1, 1885. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed to transmit the following bill :

Senate bill No. 412 (File No. 207), entitled

A bill to provide for the preparation and publication of an index to the general laws passed at the session of the Legislature for the years 1882, 1883, 1885, and at stated periods thereafter,

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following :

SENATE CHAMBER,  
Lansing, May 1, 1885. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed to return to the House the following bill :

House bill No. 211 (File No. 97), entitled

A bill to amend section 1 of act number 138 of the public acts of 1875, relative to subjects for dissection for the advancement of science, approved April 27, 1875, as amended by act number 16 of the public acts of 1881, approved

March 2, 1881, the same being section 2110 of the compiled laws of 1871, as amended, the same being chapter 72, section 2284 of Howell's Annotated Statutes of Michigan;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

### THIRD READING OF BILLS.

Senate bill No. 180 (File No. 117), entitled

A bill to amend section 2, chapter 262 of the compiled laws of 1871, being section 9577, compiler's section of the statutes of the State of Michigan, in force, compiled and annotated by Andrew Howell, relative to the settlement of exceptions in criminal cases, and amendatory of such act in providing for the return of bills of exceptions and records to the supreme court,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Adams,	Mr. Diekema,	Mr. Kirkpatrick,	Mr. Rumsey,
Baker,	Dodge,	Lincoln,	Sellers,
Bates,	Dunbar,	Long,	Snyder,
Beecher,	Egan,	Malcolm,	Staples,
Beekman,	Eldred,	Manwaring,	Town,
Bentley,	Ford,	Markey,	Voorhees,
Boynton,	Gardner,	McClelland,	Webber,
Brandon,	Hammond,	McCormick,	Weiss,
Brant,	Hampton,	McGregor,	Wellman,
Campbell,	Hankerd,	McKie,	Wiggins,
Cannon,	Harper,	McNabb,	Williams,
Carlton,	Holman,	North,	Wilson,
Case, O. N.,	Johnson,	Oviatt,	Wood,
Chapman,	Jones,	Parkhurst,	Woodruff,
Conrad,	Kelly,	Post,	Wright,
Davis,			

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### NAYS.

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Title agreed to.

### GENERAL ORDER.

On motion of Mr. Chapman,

The House went into committee of the whole on the general order.

Whereupon the Speaker called Mr. Eldred to the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the follows ing entitled bills:

1. House bill No. 414 (File No. 363), entitled

A bill to provide for the taking of private property for the public use, and for the opening, extending, widening, and straightening of streets and alleys in the city of Detroit;

2. House bill No. 512 (File No. 333), entitled

A bill to amend section 4565 of the compiled laws of 1871, being section 6045 of Howell's Statutes, relative to the sale of real estate of deceased persons by executors and administrators;

3. House bill No. 513 (File No. 335), entitled

A bill to amend section 4368 of the compiled laws of 1871, being section 5838 of Howell's Statutes, relative to the appointment of administrators with the will annexed in estates of deceased persons;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills:

4. House bill No. 657 (File No. 367), entitled

A bill to amend sections 27, 39 and 93, and to repeal section 90 of an act entitled "An act to incorporate the city of Ionia," approved March 21, 1873, as amended;

5. House bill No. 588 (File No. 346), entitled

A bill to re-incorporate the village of Birmingham, in the county of Oakland;

Have made no amendments thereto, and have directed their chairman to report the same back to the House and recommend their passage.

A. D. ELDERED, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Voorhees,

The House concurred in the amendments made by the committee to the first, second and third named bills, and they were placed on the order of third reading.

The fourth and fifth named bills were placed on the order of third reading.

Mr. Campbell moved to reconsider the vote by which the House adopted a resolution ordering 1,500 copies of certain supreme court decisions printed;

Which motion prevailed.

The question being on the adoption of the resolution,

Mr. Campbell moved to reconsider the vote by which the House added an amendment to the resolution to include the decision in the "Iron Cliffs" case;

Which motion prevailed.

The question being on agreeing to the amendment,

The same was not agreed to.

The resolution ordering 1,500 copies of individual opinions of the justices of the supreme court, as already ordered by the Senate and in type, relative to the tax law, was then adopted.

On motion of Mr. Holman,

The House took up

MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
Lansing, Mich., May 5, 1885. }

Gentlemen of the House of Representatives:

I herewith return to you without my approval and signature,  
[House bill No. 18, being File No. 83], entitled



"A bill to secure the minority of stockholders in corporations organized under general laws, the power of electing a representative membership in boards of directors,"

For the following reasons: I do not think the provisions of any existing laws in this State are open to a construction which gives to the State the right to so amend laws for the organization of corporations as to change the rights of those who have associated under them as between themselves. Corporations so formed should of course be controlled by the authority from which they emanate as against any acts of wrong doing, but for no other. For instance, it seems to me it would be entirely competent for the Legislature to enact laws permitting stockholders at all times to attend meetings of directors, and compel directors to notify them of such meetings before they are to be held; also that all books of corporations should be open at all times for stockholders to examine. This could not be construed as taking away any rights; it might prevent any wrong being done, but it is not taking away a man's rights to prevent him from wrong doing.

Existing corporations have been formed by permission of the State, giving them rights to regulate their election of officers, and the conduct of their business generally, and the right being so given, of course the State is not a party interested any further, and I do not believe that it has the power to take rights so given, away, nor to transfer from one man his rights to another who does not possess that right.

In the formation of corporations the State is a party to the agreement, and it cannot violate it, in my opinion, any more than the individuals forming the corporations. To attempt such an act would be an invasion upon vested rights, and a bad example for a great State to set before its citizens, and, in my judgment, would work a great injury to its credit as well.

Much has been said about the existence of minority representation laws in the States of Illinois, Pennsylvania, New York, West Virginia, Nebraska, and Missouri, and of their successful and satisfactory operation.

I have caused the laws on this subject in these States to be quite thoroughly examined, and have been unable to find a single instance where the law, when enacted, applied to corporations then in existence.

In the State of Illinois, laws of 1871-2, page 296, reads as follows:

"SECTION 1. Be it enacted," etc., "that corporations *may be formed* in the manner provided by this act," etc.

"SECTION 3. In all elections for directors or managers of corporations organized *under this act*," etc., showing conclusively that this law applied only to corporations organized after its enactment.

Pennsylvania laws of 1874, page 73, act No. 32, "Providing for the incorporation and regulation of certain corporations," reads:

"SECTION 1. Be it enacted, that corporations *may be formed under* the provisions of this act by the voluntary association of five or more persons for the purposes and in the manner mentioned herein, and *when so formed* each of them by virtue of its existence as such shall have the following powers, unless otherwise especially provided."

"SEC. 10. In all elections of directors, managers, or trustees of any corporations created *under the provision of this statute or accepting its provisions* each member or stockholder *may cast his vote*," etc.

In the State of New York laws of 1875, chapter 611, I find an act to provide for the organization and regulation of certain business corporations.

"SECTION 1. Corporations *may be* organized under the provisions of this act for carrying on any lawful business," etc.

Section 26 provides for electing directors, and *allows*, by the words "shall be entitled to," stockholders to cumulate their votes. In all the States mentioned, so far as I have been able to learn, corporations or companies who elect directors by cumulative votes are those who were organized *after* the laws were created under which they were organized.

So far as the justice or injustice of this principle is concerned, I cannot see that we have any *right* to consider it. The question is simply whether the State has or has not the legal right to take from a corporation privileges heretofore granted, unless the corporation violates some provision of its charter or of the law.

Could I make it consistent with my views in the matter I should most cheerfully approve this act.

I believe thoroughly in the principle, and unless this shall become a law, notwithstanding these objections, I shall in my retiring message strongly urge that a law similar to this be enacted, but to affect only corporations organized under it, and then people who associate themselves together will have due notice of the existence of the law under which they are organized.

RUSSELL A. ALGER.

The question being on the reconsideration of the vote by which the House passed the bill,

Mr. Howell moved to reconsider the vote by which the House passed the bill ;  
Which motion prevailed.

The question being on the passage of the bill, the objections of the Governor notwithstanding,

On motion of Mr. O. N. Case,

The bill was laid on the table.

On motion of Mr. Campbell,

The House took a recess until 2 o'clock P. M.

#### AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called : quorum present.

The House resumed the

#### GENERAL ORDER.

On motion of Mr. Howell,

The House went into committee of the whole on the general order,

Whereupon the Speaker called Mr. Howell to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report :

The committee of the whole have had under consideration the following :

1. Senate bill No. 209 (File No. 161), entitled

A bill making appropriations for the institution for educating the deaf and dumb for the years 1885 and 1886 ;

2. Senate bill No. 66 (File No. 130), entitled

A bill to amend section 5076 of the compiled laws of 1871, being section 6630 of Howell's Statutes, relative to the service of subpoenas in courts of chancery;

3. Senate bill No. 155 (File No. 129), entitled

A bill to provide for the punishment of public officers, their servants and agents, who knowingly and unlawfully appropriate to their own use, or the use of others, the money or property committed to their care;

4. Senate bill No. 112 (File No. 142), entitled

A bill to amend compiler's section 7508, being section 78, chapter 262 of Howell's Statutes, relative to the taking of depositions to be used in judicial proceedings in this State;

5. Senate bill No. 334 (File No. 196), entitled

A bill making an appropriation of State swamp land to aid the counties of Shiawassee and Clinton to remove bars and other obstructions to the free flow of water in the Lookingglass river, and to repeal act No. 239 of the session laws of 1881, entitled "An act to authorize the board of control of State swamp lands to make an appropriation of State swamp land to aid in the removal of bars and other obstructions to the free flow of water in the Lookingglass river, in the counties of Clinton and Shiawassee," approved June 8, 1881;

6. Senate bill No. 208 (File No. 179), entitled

A bill to provide for the collection and publication of statistics of divorce within this State;

7. House bill No. 567 (File No. 173), entitled

A bill to amend section 6 of act No. 259 of session laws of 1881, being section 2275 of Howell's Annotated Statutes of the State of Michigan, entitled "An act to regulate the sale of spirituous, malt, brewed, fermented, and vinous liquors, to prohibit the sale of such liquors to minors, to intoxicated persons, and to persons in the habit of getting intoxicated; to provide a remedy against persons selling liquors to husbands or children in certain cases, and to repeal all acts or parts of acts inconsistent herewith, and all acts amendatory thereto,"

8. House bill No. 480 (File No. 187), entitled

A bill to legalize the proceedings had in laying out and completing a certain ditch or drain in the township of Windsor, in the county of Eaton, and to legalize the tax therefor;

9. House bill No. 287 (File No. 341), entitled

A bill to prevent non-resident aliens from acquiring or holding lands in this State;

10. House bill No. 327 (File No. 357), entitled

A bill making an appropriation for an addition to the State Normal School and for rebuilding walks;

11. Senate joint resolution No. 20 (File No. 9), entitled

Joint resolution proposing an amendment to section 10 of article 10 of the constitution of this State relative to the Board of Auditors of Wayne county;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following:

12. Senate bill No. 126 (File No. 58), entitled

A bill to amend section 7612 of compiled laws of 1871, relative to the protection of land, and punishment for cutting and carrying away timber therefrom;

13. Senate joint resolution No. 18 (File No. 14), entitled  
Joint resolution to provide for alphabetically indexing the names of all soldiers from this State in the late war, found upon the records of the Adjutant General's office;

14. House bill No. 174 (File No. 340), entitled  
A bill to prohibit the manufacture and sale of butterine and oleomargarine.  
Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following;

15. House joint resolution No. 24 (File No. 20), entitled  
Joint resolution proposing an amendment to the constitution of this State, relative to the employment of convicts, to stand as section 16, of article 18, of said constitution;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

The committee of the whole have had under consideration the following:

16. House bill No. 592 (File No. 336), entitled  
A bill to prevent the manufacture and sale of intoxicating liquors as a beverage within this State,

And have directed their chairman to report the same back to the House with the recommendation that it be made the special order for May 7.

The committee of the whole have also had under consideration the following:

17. House bill No. 10 (File No. 337), entitled  
A bill to revise and consolidate the laws relative to the State Prison and to the House of Correction and Reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent therewith,

And have directed their chairman to report the same back to the House, with the recommendation that it be made the special order for May 12, at 2:30 o'clock P. M.

The committee of the whole have also had under consideration the following:

18. House bill No. 319 (File No. 344), entitled  
A bill to repeal Act No. 6 of the public acts of 1882, being an act entitled "An act to repeal section 2482 of the compiled laws of 1871, being section 22 of an act approved February 13, 1855, entitled 'An act to provide for the construction of tram railways,'" approved March 13, 1882;

19. House bill No. 320 (File No. 345), entitled  
A bill to repeal act No. 5 of the public acts of 1882, being an act entitled "An act to repeal section 2527 of the compiled laws of 1871, being section 26 of an act approved March 5, 1867, entitled "An act to provide for the formation of street railway companies,"

And have directed their chairman to report the same back to the House with the recommendation that their further consideration be indefinitely postponed.

GEORGE HOWELL, *Chairman.*

Report accepted and committee discharged.

The first, second, third, fourth, fifth, sixth, seventh, eighth, ninth, tenth, and eleventh named bills were placed on the order of third reading.

On motion of Mr. Campbell,

The House concurred in the amendments made by the committee to the

twelfth, thirteenth, and fourteenth named bills, and they were placed on the order of third reading.

The question being on concurring in the action of the committee in striking out all after the enacting clause of the fifteenth named joint resolution,

Mr. Barry moved that the bill be recommitted to the committee on public health.

On which,

Mr. Barry demanded the yeas and nays.

The demand was not seconded.

The motion to re-commit did not then prevail.

On motion of Mr. Markey,

The House then concurred in the action of the committee in striking out all after the enacting clause of the fifteenth named joint resolution, and

The title and enacting clause were laid on the table.

On motion of Mr. Parkhurst,

The House concurred in the recommendation of the committee relative to the sixteenth named bill, and it was made the special order for May 7.

On motion of Mr. Oviatt,

The House concurred in the recommendation of the committee relative to the seventeenth named bill, and it was made the special order for May 12 at 2:30 o'clock P. M.

On motion of Mr. Collins,

The House concurred in the recommendation of the committee relative to the eighteenth and nineteenth named bills, and their further consideration was indefinitely postponed.

On motion of Mr. Hampton,

House bill No. 113 (File No. 348), entitled

A bill to regulate the manner in which insurance companies not organized under the laws of this State, but doing business within it, shall transact their business,

Was made the special order for May 12.

Mr. Campbell, by unanimous consent, offered the following:

*Resolved*, That the daily sessions of the House hereafter commence at nine o'clock in the morning;

Which was adopted.

On motion of Mr. McCormick,

The House adjourned.

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*Lansing, Wednesday, May 6, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Roll called: quorum present.

Absent without leave: Messrs. Black, Brandon, Carlton, Cossitt, Diekema, Ford, Howell, Jones, Makelim, McNabb, Powers, Ulrich, and Waltz.

Mr. Blacker moved that leave of absence be granted to the committee on a site for a soldiers' home the remainder of the week.

Mr. Estee moved, as a substitute for the motion, that the committee on a site for a soldiers' home be discharged from the further consideration of the subject;

Which was not agreed to.

The motion to grant the committee leave of absence then prevailed.

On motion of Mr. McCormick,

Leave of absence was granted to Mr. Ulrich for the day.

On motion of Mr. Dunbar,

Leave of absence was granted to Mr. Waltz for the day.

On motion of Mr. Barry,

Leave of absence was granted to Mr. Powers indefinitely on account of sickness.

On motion of Mr. Lincoln,

Leave of absence was granted to Mr. Black for the day.

On motion of Mr. J. A. Case,

Leave of absence was granted to Mr. Diekema for the day.

On motion of Mr. Potter,

Leave of absence was granted to Mr. Cossitt for the day.

#### PRESENTATION OF PETITIONS.

No. 918. By Mr. Dickson: Memorial to the Honorable the Legislature of the State of Michigan relative to the site for Soldiers' Home in Michigan; Referred to joint committee on soldiers' home.

No. 919. By Mr. Hampton: Petition of 46 citizens of Mackinaw City for the passage of the anti-board insurance bill;

Referred to committee on insurance.

No. 920. By Mr. Voorhees: Petition of 60 citizens of Ovid, praying for the passage of the Hampton anti-monopoly insurance bill;

Referred to committee on insurance.

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House joint resolution No. 31 (File No. 16), entitled

Joint resolution authorizing the Governor to issue a patent to Chester C. Morton, of Cass county, for the east  $\frac{1}{4}$  of the southeast fractional  $\frac{1}{4}$  of section 16, in township 5 south, of range No. 15 west, in Cass county, the same being primary school lands;

Also,

House bill No. 368 (File No. 266), entitled

A bill to repeal section 91 of an act entitled "An act to amend an act entitled an act to incorporate the city of Ludington," approved March 22, 1873, by adding four new sections thereto, to stand as sections 88, 89, 90, and 91, approved January 5, A. D. 1883;

Also,

House bill No. 654 (File No. 205), entitled

A bill to provide for keeping in repair a certain State road in St. Clair county;

R. J. DICKSON, *Chairman*.

Report accepted.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 251 (File No. 125), entitled

A bill to increase the usefulness of the Michigan Weather service,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Woodruff,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means to whom was referred

House joint resolution No. 28, entitled

Joint resolution proposing an amendment to section one of article 9 of the constitution of this State, relative to the salaries of State officers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

Senate bill No. 218 (File No. 181), entitled

A bill to provide for an appropriation for the preparation, publication, and distribution of the proceedings of the annual meetings of the Michigan superintendents of the poor for the years 1885 and 1886,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 589, entitled

A bill to amend section 7 of chapter 169 of the compiled laws of 1871, relative to marriages and the solemnization thereof, and to restore and amend sections 10, 11, and 12 of said chapter as repealed by act No. 194 of the session laws 1867,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 141, entitled

A bill to repeal act No. 183 of the public acts of 1879, being sections 845, 846, and 847, Howell's Annotated Statutes, entitled "An act to provide for the collection and compilation of statistics of municipal indebtedness and taxation,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Sellers,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 412 (File No. 207), entitled

A bill to provide for the preparation and publication of an index to the general laws passed at the sessions of the Legislature for the years 1882, 1883, 1885, and at stated periods thereafter,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Campbell,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Conrad,	Mr. Malcolm,	Mr. Stark,
Baker,	Coomer,	Manwaring,	Swift,
Bardwell,	Cossitt,	Markey,	Town,
Barry,	Cross,	McClelend,	Ulrich,
Bates,	Dickson,	McCormick,	Voorhees,
Beecher,	Divine,	McGregor,	Walthew,
Beekman,	Dunbar,	McKie,	Watson,
Bentley,	Egan,	North,	Webber,
Blacker,	Eldred,	Oviatt,	Weiss,
Boynton,	Estee,	Post,	Wellman,
Brandon,	Gardner,	Potter,	Wiggins,
Campbell,	Gibbs,	Richardson,	Williams,
Cannon,	Harper,	Rumsey,	Wilson,
Case, J. A.,	Hayes,	Sellers,	Wood,
Case, O. N.,	Honk,	Shorts,	Woodruff,



Mr. Chapman, Coleman, Collins,	Mr. Johnson, Kelly, Kirkpatrick,	Mr. Snyder, Staples,	Mr. Wright, Speaker,	70
NAYS.				

Mr. Dakin,	1
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Title agreed to.

On motion of Mr. Campbell,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 668, entitled

A bill to amend certain sections of an act entitled "An act to organize union school district of Bay City," approved March 20, 1867,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without recommendation, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wright,

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, May 5, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 412, entitled

A bill to amend section 71 of act No. 253, of the session laws of 1871, approved March 31, 1871, entitled "An act to amend sections 1, 4, 5, 8, 15, 28, 39, and 59, and to add two new sections thereto to be known as sections 70 and 71, of act No. 257, session laws of 1869, approved March 12, 1869, entitled "An act to incorporate the city of Hillsdale;"

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

#### THIRD READING OF BILLS.

House bill No. 657 (File No. 367) entitled

A bill to amend sections 27, 39, and 93, and to repeal section 90 of an act entitled "An act to incorporate the city of Ionia," approved March 21, 1873, as amended,

Was read a third time and passed, a majority of all the members elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Conrad,	Mr. Long,	Mr. Stark,
Baker,	Cossitt,	Malcolm,	Sutton,
Bardwell,	Cross,	Manwaring,	Swift,
Barry,	Dickson,	Mason,	Town,
Bates,	Divine,	McOlelend,	Ulrich,
Beecher,	Dodge,	McCormick,	Voorhees,
Beekman,	Dunbar,	McGregor,	Walthew,
Bentley,	Egan,	McKie,	Watson,
Blacker,	Eldred,	North,	Webber,
Boynton,	Estee,	Oviatt,	Weiss,
Brandon,	Gardner,	Post,	Wellman,
Brant,	Gibbs,	Potter,	Wiggins,
Cannon,	Harper,	Richardson,	Williams,
Case, J. A.,	Hayes,	Rumsey,	Wilson,
Case, O. N.,	Houk,	Sellers,	Wood,
Chapman,	Johnson,	Shorts,	Wright,
Coleman,	Kelly,	Snyder,	Speaker,
Collins,	Kirkpatrick,	Staples,	
			71

## NAYS.

0

Title agreed to.

On motion of Mr. Williams,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 414 (File No. 363), entitled

A bill to provide for the taking of private property for the public use, and for the opening, extending, widening, and straightening of streets and alleys in the city of Detroit,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Bardwell,	Mr. Dodge,	Mr. Markey,	Mr. Stark,
Barry,	Dunbar,	Mason,	Sutton,
Bates,	Egan,	McOlelend,	Swift,
Beecher,	Eldred,	McCormick,	Town,
Beekman,	Estee,	McGregor,	Ulrich,
Bentley,	Gardner,	McKie,	Voorhees,
Brandon,	Gibbs,	North,	Walthew,
Cannon,	Hammond,	Oviatt,	Watson,
Case, J. A.,	Hampton,	Parkhurst,	Weiss,
Case, O. N.,	Harper,	Post,	Wellman,
Collins,	Hayes,	Potter,	Wiggins,
Conrad,	Johnson,	Richardson,	Williams,
Cossitt,	Kelly,	Rumsey,	Wood,
Cross,	Long,	Sellers,	Woodruff,
Dickson,	Malcolm,	Snyder,	Wright,
Divine,	Manwaring,	Staples,	Speaker,
			64

## NAYS.

0

Title agreed to.

On motion of Mr. Egan,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The Speaker called the Speaker *pro tem.* to the chair.

House bill No. 513 (File No. 335), entitled

A bill to amend section 4368 of the compiled laws of 1871, being section 5838 of Howell's Statutes, relative to the appointment of administrators with the will annexed in estates of deceased persons;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Divine,	Mr. Malcolm,	Mr. Stark,
Bardwell,	Dodge,	Manwaring,	Sutton,
Bates,	Dunbar,	Markey,	Swift,
Beecher,	Egan,	Mason,	Town,
Beekman,	Eldred,	McClelend,	Ulrich,
Bentley,	Estee,	McCormick,	Voorhees,
Boynton,	Gardner,	McGregor,	Walthew,
Cannon,	Gibbs,	McKie,	Watson,
Case, J. A.,	Hammond,	North,	Weiss,
Case, O. N.,	Hampton,	Oviatt,	Wellman,
Chapman,	Harper,	Post,	Wiggins,
Coleman,	Hayes,	Potter,	Williams,
Collins,	Houk,	Richardson,	Wilson,
Conrad,	Johnson,	Rumsey,	Wood,
Cossitt,	Kelly,	Shorts,	Woodruff,
Cross,	Kirkpatrick,	Snyder,	Wright,
Davis,	Long,	Staples,	Speaker
Dickson,			<i>pro tem.</i> , 69

## NAYS.

0

Title agreed to.

House bill No. 512 (File No. 333), entitled

A bill to amend section 4565 of the compiled laws of 1871, being section 6045 of Howell's Statutes, relative to the sale of real estate of diseased persons by executors and administrators,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Davis,	Mr. Malcolm,	Mr. Staples,
Baker,	Dickson,	Manwaring,	Stark,
Bardwell,	Divine,	Markey,	Sutton,
Bates,	Dodge,	Mason,	Swift,
Beecher,	Dunbar,	McClelend,	Town,
Beekman,	Eldred,	McCormick,	Ulrich,
Bentley,	Estee,	McGregor,	Voorhees,
Boynton,	Gardner,	McKie,	Walthew,
Brandon,	Gibbs,	McNabb,	Watson,
Cannon,	Hammond,	North,	Weiss,
Case, J. A.,	Harper,	Oviatt,	Wellman,
Case, O. N.,	Hayes,	Parkhurst,	Wiggins,
Chapman,	Houk,	Post,	Williams,

Mr. Coleman,	Mr. Johnson,	Mr. Potter,	Mr. Wilson,
Collins,	Kelly,	Richardson,	Wood,
Conrad,	Kirkpatrick,	Rumsey,	Woodruff,
Cossitt,	Lincoln,	Shorts,	Wright,
Cross,	Long,	Snyder,	Speaker
			<i>pro tem.</i> , 72

NAYS.

0

Title agreed to.

The Speaker resumed the chair.

House bill No. 588 (File No. 346), entitled

A bill to re-incorporate the village of Birmingham, in the county of Oakland,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adams,	Mr. Cross,	Mr. Long,	Mr. Staples,
Bardwell,	Dickson,	Malcolm,	Stark,
Barry,	Divine,	Manwaring,	Sutton,
Bates,	Dodge,	Markey,	Swift,
Beecher,	Dunbar,	Mason,	Town,
Beekman,	Eldred,	McClelend,	Ulrich,
Bentley,	Estee,	McCormick,	Walthew,
Blacker,	Gardner,	McGregor,	Watson,
Boynon,	Gibbs,	McNabb,	Weiss,
Brandon,	Hammond,	North,	Wellman,
Cannon,	Hampton,	Oviatt,	Wiggins,
Case, J. A.,	Hankerd,	Parkhurst,	Williams,
Case, O. N.,	Harper,	Post,	Wilson,
Chapman,	Hayes,	Potter,	Wood,
Coleman,	Houk,	Richardson,	Woodruff,
Collins,	Johnson,	Rumsey,	Wright,
Conrad,	Kelly,	Shorts,	Speaker,
Cossitt,	Kirkpatrick,	Snyder,	

71

NAYS.

0

Title agreed to.

On motion of Mr. Rumsey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 327 (File No. 357), entitled

A bill making an appropriation for an addition to the State Normal School and for rebuilding walks,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adams,	Mr. Dickson,	Mr. Markey,	Mr. Sutton,
Bardwell,	Divine,	Mason,	Swift,
Bates,	Egan,	McClelend,	Town,
Beecher,	Eldred,	McCormick,	Ulrich,
Beekman,	Estee,	McGregor,	Voorhees,
Bentley,	Gardner,	McKie,	Walthew,

Mr. Brandon,	Mr. Gibbs,	Mr. McNabb,	Mr. Watson,
Cannon,	Hampton,	North,	Webber,
Case, J. A.,	Hankerd,	Oviatt,	Weiss,
Case, O. N.,	Harper,	Parkhurst,	Wellman,
Chapman,	Hayes,	Post,	Wiggins,
Coleman,	Houk,	Potter,	Williams,
Collins,	Johnson,	Richardson,	Wilson,
Conrad,	Kelly,	Rumsey,	Wood,
Coomer,	Kirkpatrick,	Sellers,	Woodruff,
Cossitt,	Malcolm,	Snyder,	Wright,
Cross,	Manwaring,	Staples,	Speaker,
Davis,			

69

## NAYS.

Mr. Barry,

1

The question being on agreeing to the title,

Mr. Rumsey moved to amend the title so as to read as follows: "A bill making an appropriation for rebuilding walks at the State Normal School;"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Rumsey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 287 (File No. 341), entitled

A bill to prevent non-resident aliens from acquiring or holding lands in this State,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows.

## YEAS.

Mr. Adams,	Mr. Dodge,	Mr. Long,	Mr. Staples,
Baker,	Egan,	Malcolm,	Stark,
Bardwell,	Eldred,	Markey,	Swift,
Barry,	Estee,	Mason,	Town,
Bates,	Gardner,	McClelend,	Ulrich,
Beecher,	Gibbs,	McCormick,	Voorhees,
Beekman,	Hammond,	McKie,	Walthew,
Bentley,	Hampton,	McNabb,	Webber,
Boynton,	Hankerd,	Oviatt,	Weiss,
Brant,	Harper,	Parkhurst,	Wellman,
Campbell,	Hayes,	Post,	Williams,
Case, O. N.,	Holman,	Potter,	Wilson,
Chapman,	Houk,	Richardson,	Wood,
Collins,	Johnson,	Rumsey,	Woodruff,
Coomer,	Jones,	Sellers,	Wright,
Cossitt,	Kelly,	Shorts,	Speaker,
Divine,	Lincoln,	Snyder,	

67

## NAYS.

Mr. Cannon,  
Dickson,

Mr. Dunbar,

Mr. Manwaring,

Mr. North,

5

Title agreed to.

House bill No. 480 (File No. 187), entitled

A bill to legalize the proceedings had in laying out and completing a certain ditch or drain in the township of Winsor, in the county of Eaton, and to legalize the tax therefor,

Was read a third time and passed, a majority of all the members elect voting therefor by yeas and nays, as follows:

## YEAS.

Mr. Beekman,	Mr. Cross,	Mr. Johnson,	Mr. Snyder,
Bentley,	Dickson,	Jones,	Staples,
Black,	Dodge,	Kelly,	Stark,
Blacker,	Egan,	Kirkpatrick,	Sutton,
Boynton,	Eldred,	Lincoln,	Swift,
Brandon,	Estee,	Manwaring,	Walthew,
Campbell,	Gardner,	Mason,	Watson,
Cannon,	Gibbs,	McGregor,	Webber,
Carlton,	Hammond,	Oviatt,	Wellman,
Case, J. A.,	Hampton,	Potter,	Williams,
Case, O. N.,	Hankerd,	Richardson,	Wood,
Collins,	Harper,	Rumsey,	Wright,
Conrad,	Holman,	Shorts,	Speaker,
Coomer,			

53

## NAYS.

Mr. Adams,	Mr. Divine,	Mr. Long,	Mr. Town,
Bardwell,	Hayes,	McCormick,	Weiss,
Bates,			

Title agreed to.

Senate bill No. 209 (File No. 161), entitled

A bill making appropriations for the Institution for educating the Deaf and Dumb for the years 1885 and 1886,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Cross,	Mr. Kirkpatrick,	Mr. Staples,
Baker,	Dickson,	Lincoln,	Stark,
Bardwell,	Divine,	Long,	Sutton,
Barry,	Dunbar,	Malcolm,	Swift,
Bates,	Egan,	Manwaring,	Town,
Beecher,	Eldred,	Markey,	Ulrich,
Beekman,	Estee,	Mason,	Voorhees,
Bentley,	Gardner,	McClelend,	Walthew,
Blacker,	Gibbs,	McCormick,	Watson,
Boynton,	Hammond,	McGregor,	Webber,
Brandon,	Hampton,	McKie,	Weiss,
Cannon,	Hankerd,	North,	Wellman,
Case, J. A.,	Harper,	Oviatt,	Williams,
Case, O. N.,	Hayes,	Parkhurst,	Wilson,
Chapman,	Holman,	Rumsey,	Wood,
Collins,	Houk,	Sellers,	Woodruff,
Conrad,	Johnson,	Shorts,	Wright,
Coomer,	Jones,	Snyder,	Speaker,
Cossitt,	Kelly,		

74

## NAYS.

0

Title agreed to.

On motion of Mr. Jones,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 334 (File No. 196), entitled

A bill making an appropriation of State swamp land to aid the counties of Shiawassee and Clinton to remove bars and other obstructions to the free flow of water in the Lookingglass river, and to repeal act No. 239 of the session laws of 1881, entitled "An act to authorize the board of control of State swamp lands to make an appropriation of State swamp land to aid in the removal of bars and other obstructions to the free flow of water in the Lookingglass river, in the counties of Clinton and Shiawassee," approved June 8, 1881;

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Hampton moved so strike out the enacting words of the bill;

Which motion did not prevail.

The bill was then passed, two-thirds of all the members elect voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Coomer,	Mr. Kelly,	Mr. Staples,
Baker,	Cossitt,	Kirkpatrick,	Stark,
Bardwell,	Cross,	Lincoln,	Sutton,
Bates,	Dakin,	Malcolm,	Swift,
Beecher,	Davis,	Mason,	Town,
Beekman,	Dickson,	McClelend,	Voorhees,
Bentley,	Divine,	McCormick,	Walthew,
Black,	Dodge,	McKie,	Waltz,
Blacker,	Egan,	McNabb,	Watson,
Boynnton,	Eldred,	North,	Webber,
Brandon,	Estee,	Northwood,	Weiss,
Brant,	Gardner,	O'Keefe,	Wellman,
Campbell,	Hammond,	Parkhurst,	Wiggins,
Carlton,	Hankerd,	Potter,	Williams,
Case, J. A.,	Harper,	Rumsey,	Wood,
Case, O. N.,	Holman,	Sellers,	Woodruff,
Coleman,	Houk,	Shorts,	Wright,
Collins,	Jones,	Snyder,	Speaker,
Conrad,			

73

## NAYS.

Mr. Barry,	Mr. Hampton,	Mr. Long,	Mr. Richardson,
Dunbar,	Hayes,	Manwaring,	Ulrich,
Gibbs,	Johnson,	McGregor,	

11

Title agreed to.

On motion of Mr. Voorhees,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. Beecher,

By a vote of two-thirds of all the members elect,

Senate bill No. 308 (File No. 156), entitled

A bill to provide for the publication of useful information derived from experiments made in the different departments of the Agricultural College,  
Was ordered to take immediate effect.

On motion of Mr. Richardson,

By a vote of two-thirds of all the members elect,

Senate bill No. 313 (File No. 157), entitled

A bill to change the name of Maurice Benham to Henry Maurice Buswell,  
Was ordered to take immediate effect.

Mr. Walthew, by unanimous consent, moved to take from the table,

Senate joint resolution No. 1 (File No. 1), entitled

Joint resolution to hasten the civilization of Indians ;

Which motion prevailed.

The question being on the passage of the joint resolution,

The joint resolution was then read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays as follows :

#### YEAS.

Mr. Barry,	Mr. Cross,	Mr. O'Keefe,	Mr. Swift,	
Black,	Dickson,	Parkhurst,	Town,	
Carlton,	Divine,	Potter,	Walthew,	
Case, J. A.,	Hampton,	Shorts,	Watson,	
Chapman,	Houk,	Snyder,	Wright,	
Cossitt,	Mason,	Stark,		23

#### NAYS.

Mr. Adams,	Mr. Gardner,	Mr. McClelend,	Mr. Ulrich,	
Bardwell,	Hammond,	McCormick,	Waltz,	
Beecher,	Hankerd,	McGregor,	Webber,	
Beckman,	Hayes,	McNabb,	Weiss,	
Brant,	Holman,	Northwood,	Wellman,	
Campbell,	Jones,	Oviatt,	Wiggins,	
Cannon,	Kelly,	Richardson,	Williams,	
Case, O. N.,	Kirkpatrick,	Rumsey,	Wilson,	
Davis,	Long,	Staples,	Woodruff,	
Dunbar,	Malcolm,	Sutton,		39

Mr. Oviatt, by unanimous consent, moved to take from the table the following :

*Resolved by the Senate* (the House of Representatives concurring), That the Secretary of State be requested to furnish Legislative Manuals as per the following schedule :

Governor.....	20.
Lieutenant-Governor.....	20
Speaker of the House.....	20
President <i>pro tem.</i> of the Senate.....	18
Speaker <i>pro tem.</i> of the House.....	16
Senators—31, each 15.....	465
Representatives—98, each 9.....	882
Secretary of the Senate.....	8
Clerk of the House.....	8
Assistant Secretary of the Senate.....	4
Journal Clerk of the House.....	3
Corresponding Clerk of the House.....	3



Enrolling and Engrossing Clerk of the Senate.....	2
Enrolling and Engrossing Clerk of the House.....	2
Assistant Enrolling and Engrossing Clerk of the Senate.....	1
Assistant Enrolling and Engrossing Clerk of the House.....	1
Sergeant-at-Arms of the Senate.....	2
Sergeant-at-Arms of the House.....	2
Assistant Sergeant-at-Arms of the Senate—2, each 1.....	2
Assistant Sergeant-at-Arms of the House—2, each 1.....	2
Clerks of the Senate Committees—4, each 1.....	4
Clerks of the House Committees—5, each 1.....	5
Postmistress.....	1
Assistant Postmaster.....	1
Reporters, each 1.....	7
Clerk Special Joint Tax Committee.....	1
<b>Total .....</b>	<b>1,500</b>

Which motion prevailed.

The question being on concurring in the adoption of the resolution,  
The same was concurred in.

Senate joint resolution No. 20 (File No. 9), entitled

Joint resolution proposing an amendment to section 10 of article 10 of the constitution of this State, relative to the board of auditors of Wayne county,

Was read a third time and was not passed, two-thirds of all the members elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Bardwell,	Mr. Cross,	Mr. Lincoln,	Mr. Richardson,
Beecher,	Dickson,	Long,	Rumsey,
Beekman,	Dodge,	Malcolm,	Sellers,
Bentley,	Eldred,	Manwaring,	Swift,
Boynton,	Gardner,	Markey,	Town,
Campbell,	Gibbs,	McClelend,	Walthew,
Cannon,	Hammond,	McGregor,	Wellman,
Case, J. A.,	Hankerd,	McKie,	Wiggins,
Case, O. N.,	Hayes,	McNabb,	Woodruff,
Chapman,	Houk,	Northwood,	Wright,
Conrad,	Jones,	O'Keefe,	Speaker,
Cossitt,	Kelly,	Parkhurst,	47

#### NAYS.

Mr. Adams,	Mr. Mason,	Mr. Ulrich,	Mr. Weiss,
Bates,	McCormick,	Waltz,	Williams,
Carlton,	Oviatt,	Watson,	Wilson,
Dunbar,	Shorts,	Webber,	Wood,
Kirkpatrick,	Staples,		18

Mr. McKie, by unanimous consent, moved to take from the table

Senate joint resolution No. 19 (File No. 13), entitled

Joint resolution relating to the semi-centennial celebration of the admission of the State of Michigan into the Union;

Which motion prevailed.

The question being on the passage of the joint resolution,

The joint resolution having been read a third time, pending the taking of the vote thereon.

Mr. McKie offered the following substitute for the joint resolution:

WHEREAS, We are near the period when this State will pass the fiftieth anniversary of its admission into the union of States, and in view of the great changes wrought, the wonderful developments and rapid advancement made during this half century, and while there still remain among us many of those who have contributed so much towards these magnificent results, and by whose wisdom the destiny of this commonwealth has been directed, and for whom we have such great admiration and respect; therefore

*Resolved by the Senate and House of Representatives of the State of Michigan,* That his Excellency, the Governor, be and hereby is authorized and requested to appoint five commissioners, the same to be confirmed by the Senate, and that said commissioners be empowered to determine upon a day and to make all proper and suitable provisions for celebrating the semi-centennial of the admission of the State of Michigan into the Union, and that a sum not exceeding three thousand dollars be and hereby is appropriated from the general fund, so much of which as may be necessary to be used by said commissioner for such celebration;

*And further,* That his Excellency, the Governor, is hereby appointed to act with said commissioners, and shall be the president of such commission, and shall keep an accurate account of all expenses and disbursements of the same, and shall present vouchers for the same duly certified by him to the Auditor General, who shall thereupon draw his warrant or warrants on the State Treasurer for such sums as may be necessary within said appropriation. Said commissioners shall serve without compensation, but their actual expenses shall be allowed and paid out of said appropriation;

Which was agreed to.

Mr. Boynton moved to amend the joint resolution by striking out in line 6 of the resolution the words "three thousand" and inserting the words "five thousand" in lieu thereof.

Which motion prevailed.

The joint resolution was then passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Conrad,	Mr. Kelly,	Mr. Rumsey,
Baker,	Coomer,	Kirkpatrick,	Sellers,
Bardwell,	Cossitt,	Long,	Shorts,
Bates,	Cross,	Markey,	Snyder,
Beecher,	Davis,	Mason,	Staples,
Beekman,	Dickson,	McClelland,	Sutton,
Bentley,	Divine,	McCormick,	Town,
Black,	Dodge,	McGregor,	Voorhees,
Blacker,	Eldred,	McKie,	Walthew,
Boynton,	Estee,	McNabb,	Waltz,
Brant,	Gardner,	North,	Webber,
Campbell,	Gibbs,	Northwood,	Wellman,
Cannon,	Hankerd,	O'Keefe,	Wiggins,
Carlton,	Harper,	Oviatt,	Wilson,
Case, J. A.,	Holman,	Parkhurst,	Wood,
Case, O. N.,	Johnson,	Post, -	Woodruff,
Collins,	Jones,	Potter,	

## NAYS.

Mr. Barry,	Mr. Hampton,	Mr. Richardson,	Mr. Weiss,
Chapman,	Houk,	Stark,	Williams,
Dunbar,	Malcolm,	Swift,	Wright,
Hammond,	Manwaring,	Watson,	Speaker, 16

Title agreed to.

On motion of Mr. Long.

By a vote of two-thirds of all the members elect, the joint resolution was ordered to take immediate effect.

Mr. McNabb, by unanimous consent, offered the following:

WHEREAS, The Honorable Roswell G. Horr is in the city; and

WHEREAS, The honorable gentleman has prepared a lecture, subject, "Individualism," which he has delivered in several places in our country, which has received the highest encomiums of the press. Therefore be it

*Resolved*, That the honorable gentleman be invited to deliver his lecture in Representative hall on Thursday evening, May the 7th, and the use of said hall be granted for that purpose, and that a committee be appointed by the Speaker to notify the honorable gentleman of the action of the House;

Which was adopted.

The Speaker announced as the committee under the resolution, Messrs. McNabb, Sellers, and Gibbs.

Mr. Watson moved to reconsider the vote by which the House refused to pass

Senate joint resolution No. 20 (File No. 9), entitled

Joint resolution proposing an amendment to section 10 of article 10 of the constitution of this State, relative to the board of auditors of Wayne county;

Which motion prevailed.

The question being on the passage of the joint resolution,

The joint resolution was then passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Dakin,	Mr. Lincoln,	Mr. Sellers,
Baker,	Davis,	Long,	Shorts,
Bardwell,	Dickson,	Malcolm,	Snyder,
Bates,	Divine,	Manwaring,	Staples,
Beecher,	Dodge,	Markey,	Stark,
Beekman,	Dunbar,	Mason,	Sutton,
Bentley,	Eldred,	McClelend,	Swift,
Black,	Estee,	McCormick,	Town,
Blacker,	Gardner,	McGregor,	Ulrich,
Boynton,	Gibbs,	McKie,	Voorhees,
Brant,	Hammond,	McNabb,	Walthew,
Campbell,	Hampton,	North,	Watson,
Cannon,	Hanker,	Northwood,	Weiss,
Carlton,	Harper,	O'Keefe,	Wellman,
Case, J. A.,	Hayes,	Oviatt,	Wiggins,
Case, O. N.,	Houk,	Parkhurst,	Wilson,
Chapman,	Johnson,	Post,	Wood,
Collins,	Jones,	Potter,	Woodruff,
Conrad,	Kelly,	Richardson,	Wright,

Mr. Cossitt,  
Cross,

Mr. Kirkpatrick, Mr. Rumsey,

Mr. Speaker,

81

NAYS.

0

Title agreed to.

The following is the joint resolution :

**JOINT RESOLUTION** Proposing an amendment to section 10 of article 10 of the constitution of this State relative to the board of auditors of Wayne county.

*Resolved by the Senate and House of Representatives of the State of Michigan,* That there shall be submitted to the electors of this State for their approval or rejection, the following amendment to section 10 of article 10 of the constitution of this State :

SEC. 10. The board of supervisors, or in the county of Wayne the board of county auditors, shall have the exclusive power to prescribe and fix the compensation for all services rendered for, and to adjust all claims against their respective counties, and the sum so fixed or defined shall be subject to no appeal: *Provided,* That the Legislature shall have power to regulate, control, modify, or abolish the board of county auditors of Wayne county, and may by law provide for the auditing of the accounts of Wayne county.

*Be it further resolved,* That said constitutional amendment shall be submitted to the electors of the State at the general election to be held on the Tuesday succeeding the first Monday in November, in the year 1886, and the Secretary of State is hereby required to give notice of the same to the sheriffs of the several counties of this State in the same manner that he is now required to do in the case of the election of a governor and lieutenant governor, and the several townships and cities in this State shall prepare a suitable box for the reception of ballots cast for or against said proposition. Each person voting for said proposition shall have written or printed, or partly written and partly printed on his ballot the words: "Amendment to the constitution relative to board of auditors of Wayne county—Yes;" and each person voting against said proposition shall have written or printed, or partly written and partly printed on his ballot the words: "Amendment to the constitution relative to the board of auditors of Wayne county—No." The ballots shall in all respects be canvassed and returns made as in the election of governor and lieutenant governor.

House bill No. 567 (File No. 173), entitled,

A bill to amend section 6 of act No. 259 of the session laws of 1881, being section 2275 of Howell's Annotated Statutes of the State of Michigan, entitled "An act to regulate the sale of spirituous, malt, brewed, fermented, and vinous liquors, to prohibit the sale of such liquors to minors, to intoxicated persons, and to persons in the habit of getting intoxicated, to provide a remedy against persons selling liquors to husbands or children in certain cases, and to repeal all acts or parts of acts inconsistent herewith," and all acts amendatory thereto,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Hampton moved to amend the bill by substituting the word "or" for the word "and" between the words "prosecution" and "imprisonment" in line 3, section 6.

Mr. Rumsey moved, as a substitute for the motion to strike out in line 3, section 6, the word "and" and insert the word "or" in lieu thereof; also by

inserting in line 4, section 6, after the words "ninety days," the words "or both such fine and imprisonment,"

Which was accepted.

Mr. Estee offered the following substitute for Sec. 6, as a substitute for the motion to amend:

SEC. 6. Any person who shall violate any of the provisions of the preceding sections shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than twenty-five dollars nor more than one hundred dollars, and costs of prosecution, or imprisonment in the county jail not less than ten days nor more than ninety days, or by both such fine and imprisonment, in the discretion of the court. And in case such fine and costs shall not have been paid at the time required by law, he, the person so fined, and the sureties to the bond given by him under the provisions of this act, shall be jointly and severally liable to the people of the State of Michigan for the amount of such fine and costs, to be collected by an action of assumpsit or an action on the case, together with all the costs of such action: *Provided further*, That each violation of any of the provisions of this act shall be construed to constitute a separate and complete offense, and for each violation on the same day or on different days, the person or persons offending shall be liable to the forfeitures and penalties herein provided;

Which was accepted.

The motion to amend did not then prevail.

On motion of Mr. Hampton,

The bill was laid on the table.

On motion of Mr. Carlton,

The House took a recess until 2 o'clock P. M.

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#### AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: a quorum present.

The House resumed the

#### THIRD READING OF BILLS.

Mr. Holman moved to take from the table

House bill No. 567 (File No. 173), entitled

A bill to amend section 6 of act No. 259 of Session Laws of 1881, being section 2275 of Howell's Annotated Statutes of the State of Michigan, entitled "An act to regulate the sale of spirituous, malt, brewed, fermented, and vinous liquors, to prohibit the sale of such liquors to minors, to intoxicated persons, and to persons in the habit of getting intoxicated; to provide a remedy against persons selling liquors to husbands or children in certain cases, and to repeal all acts or parts of acts inconsistent herewith, and all acts amendatory thereto;"

Which motion prevailed.

The question being on the passage of the bill,

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Bardwell,	Mr. Cross,	Mr. Jones,	Mr. Town,
Bates,	Davis,	Malcolm,	Ulrich,
Beecher,	Dickson,	Manwaring,	Voorhees,
Beekman,	Divine,	Markey,	Watson,
Bentley,	Eldred,	McCormick,	Webber,
Boynton,	Gardner,	Oviatt,	Wellman,
Campbell,	Gibbs,	Parkhurst,	Wiggins,
Cannon,	Hayes,	Post,	Williams,
Carlton,	Holman,	Staples,	Wood,
Chapman,	Houk,	Swift,	Speaker, 40

## NAYS.

Mr. Adams,	Mr. Coleman,	Mr. Johnson,	Mr. Northwood,
Baker,	Collins,	Kelly,	O'Keefe,
Barry,	Conrad,	Lincoln,	Potter,
Black,	Coomer,	Long,	Rumsey,
Blacker,	Cossitt,	Mason,	Stark,
Brandon,	Dodge,	McOlelend,	Walthew,
Brant,	Dunbar,	McGregor,	Waltz,
Case, J. A.,	Hammond,	McKie,	Wilson,
Case, O. N.,	Hampton,	North,	85

Mr. Dodge moved to reconsider the vote by which the House refused to pass the bill.

Mr. Long moved to lay the motion to reconsider on the table;

On which,

Mr. Oviatt demanded the yeas and nays.

The demand was seconded, and the motion to lay the motion to reconsider on the table did not prevail by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Dunbar,	Mr. Mason,	Mr. Sutton,
Black,	Hammond,	McGregor,	Town,
Blacker,	Holman,	McKie,	Waltz,
Brandon,	Houk,	North,	Wiggins,
Brant,	Johnson,	Northwood,	Watson,
Coleman,	Long,	Parkhurst,	Speaker,
Coomer,	Manwaring,	Snyder,	27

## NAYS.

Mr. Bardwell,	Mr. Cross,	Mr. Kelly,	Mr. Stark,
Bates,	Davis,	Kirkpatrick,	Swift,
Beecher,	Dickson,	Lincoln,	Ulrich,
Beekman,	Divine,	Malcolm,	Voorhees,
Boynton,	Dodge,	McOlelend,	Walthew,
Cannon,	Eldred,	McCormick,	Watson,
Carlton,	Gardner,	O'Keefe,	Webber,
Case, O. N.,	Gibbs,	Oviatt,	Weiss,
Chapman,	Hampton,	Post,	Wellman,
Collins,	Harper,	Potter,	Williams,
Conrad,	Hayes,	Rumsey,	Wood,
Cossitt,	Jones,	Staples,	47

The motion to reconsider the vote by which the House refused to pass the bill then prevailed.

Mr. Markey moved that the bill be laid on the table;  
Which motion did not prevail.

On motion of Mr. Dodge,

The bill was referred to the committee of the whole, and placed on the general order.

Senate bill No. 208 (File No. 179), entitled

A bill to provide for the collection and publication of statistics of divorce within this State,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baker,	Mr. Case, J. A.,	Mr. Jones,	Mr. Watson,	
Bardwell,	Chapman,	Manwaring,	Wellman,	
Beecher,	Coomer,	McClelland,	Wiggins,	
Beekman,	Cossitt,	Parkhurst,	Wilson,	
Bentley,	Cross,	Post,	Wood,	
Brant,	Gibbs,	Snyder,		23

#### NAYS.

Mr. Bates,	Mr. Dunbar,	Mr. Lincoln,	Mr. Sellers,	
Black,	Eldred,	Long,	Staples,	
Blacker,	Estee,	Malcolm,	Sutton,	
Boynton,	Gardner,	Mason,	Swift,	
Brandon,	Hammond,	McCormick,	Town,	
Cannon,	Hampton,	McGregor,	Ulrich,	
Carlton,	Hankerd,	McNabb,	Walthew,	
Case, O. N.,	Harper,	North,	Waltz,	
Coleman,	Hayes,	O'Keefe,	Webber,	
Collins,	Holman,	Oviatt,	Weiss,	
Conrad,	Houk,	Potter,	Williams,	
Dickson,	Johnson,	Richardson,	Speaker,	
Dodge,	Kelly,	Rumsey,		51

Mr. Black, by unanimous consent, moved that the House resolve itself into committee of the whole for the consideration of

Senate joint resolution No. 15 (File No. 12), entitled

Joint resolution extending the time for the completion of the Marquette, Houghton & Ontonagon railroad.

Mr. Hampton moved, as a substitute for the motion, that the joint resolution be made the special order for May 8;

On which,

Mr. Hampton demanded the yeas and nays.

The demand was not seconded.

The motion to make the joint resolution the special order for May 8, did not then prevail.

Mr. Hampton moved as a substitute for the motion to consider the joint resolution in committee of the whole, that it be made the special order for May 8 at 2:30 P. M.

Mr. Hampton demanded the yeas and nays.

The demand was seconded, and the motion did not prevail, two-thirds of all the members present not voting therefor by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Dunbar,	Mr. McCormick,	Mr. Swift,
Baker,	Hammond,	McKie,	Ulrich,
Barry,	Hampton,	McNabb,	Walthew,
Bentley,	Hankerd,	O'Keefe,	Watson,
Carlton,	Harper,	Oviatt,	Webber,
Case, J. A.,	Johnson,	Richardson,	Wellman,
Chapman,	Kelly,	Shorts,	Wiggins,
Conrad,	Lincoln,	Stark,	Wilson,
Cossitt,	Long,	Sutton,	Wright,
Dakin,			

37

## NAYS.

Mr. Bardwell,	Mr. Coleman,	Mr. Hayes,	Mr. North,
Bates,	Collins,	Holman,	Rumsey,
Beecher,	Cross,	Houk,	Sellers,
Beekman,	Davis,	Jones,	Snyder,
Black,	Dickson,	Kirkpatrick,	Staples,
Blacker,	Dodge,	Malcolm,	Town,
Brandon,	Eldred,	Manwaring,	Waltz,
Brant,	Estee,	Mason,	Wood,
Cannon,	Gardner,	McClelland,	Woodruff,
Case, O. N.,	Gibbs,	McGregor,	

39

The motion that the House go into committee of the whole for the consideration of the joint resolution then prevailed,

Whereupon the Speaker called Mr. Cossitt to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following: Senate joint resolution No. 15 (File No. 12), entitled

Joint resolution extending the time for the completion of the Marquette, Houghton and Ontonagon railroad;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

CHARLES H. COSSITT, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Bates,

The House concurred in the amendments made to the joint resolution by the committee.

Mr. Bates moved that the rules be suspended, and the joint resolution be put upon its immediate passage;

Pending which,

Mr. Hampton moved to lay the joint resolution on the table;

Which motion did not prevail.

The motion to suspend the rules did not then prevail, two-thirds of all the members present not voting therefor.

The joint resolution was then placed on the order of third reading.

Senate bill No. 112 (File No. 142), entitled

A bill to amend compiler's section 7508, being section 78, chapter 262 of Howell's Statutes, relative to the taking of depositions to be used in judicial proceedings in this State,



Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Divine,	Mr. Long,	Mr. Snyder,
Bates,	Dodge,	Manwaring,	Staples,
Beekman,	Dunbar,	Markey,	Sutton,
Bentley,	Eldred,	McClelland,	Swift,
Black,	Estate,	McCormick,	Town,
Blacker,	Gibbs,	McGregor,	Ulrich,
Brant,	Hampton,	McKie,	Voorhees,
Case, J. A.,	Harper,	North,	Walthew,
Case, O. N.,	Hayes,	Oviatt,	Waltz,
Conrad,	Jones,	Parkhurst,	Wiggins,
Cross,	Kelly,	Potter,	Wood,
Dakin,	Kirkpatrick,	Richardson,	Wright,
Davis,	Lincoln,	Shorts,	Speaker
Dickson,			<i>pro tem.</i> , 53

## NAYS.

Mr. Adams,	Mr. Chapman,	Mr. Johnson,	Mr. Watson,
Bardwell,	Gardner,	Malcolm,	Webber,
Campbell,	Hammond,	Mason,	Wellman,
Cannon,	Holman,	Rumsey,	Woodruff,
Carlton,			

17

Title agreed to.

By unanimous consent, the following report was made:

Your committee appointed with instructions to ascertain and report upon such facts and figures as will show as accurately as possible the amount of money necessary to meet the requirements of settling with soldiers, as provided for in the "Sellers Bounty Bill," by a resolution adopted by the House on the 29th of April (as per House Journal, page 818), beg leave to respectfully submit the following report:

Whole number enlisted (and drafted) up to February 4, 1865.....	83,270
Re-enlisted men credited twice.....	5,545
No. charged with desertion.....	4,797
No. of drafted men.....	4,261
Commissioned officers exempt under the bill (including promotions).....	2,707
No. of three months men.....	798
No. of men that never left the State.....	1,234
No. received \$100 bounty.....	5,832
No. received \$50 bounty 8,113. equal to.....	4,056

Total exempt from bounty..... 29,250

Balance..... 54,020

The above exhibit shows the facts as given by figures taken from the several military departments of this State, as accurately as it was possible to ascertain, and the balance is still subject to the various causes and circumstances that are impossible to reduce to a state of accurate facts, and are really only a subject of conjecture. The number who died during service is 14,855 of all classes rep-

resented, in the aggregate, some of whom left parents or widow to claim their bounty. Some marked "deserted" were honorably discharged on final statements away from their command and without descriptive rolls; and some who were drafted afterward volunteered, which entitled them to bounty, and some drafted men deserted, which would deduct them twice from the general aggregate. A great many have died since the war, and a portion of these have left no heirs or other representatives entitled under the bill. What estimates on the above items should be made, your committee have no means of accurately determining more than other members; and without submitting any conjectures respectfully ask to be discharged from further consideration of the subject.

GEO. F. RICHARDSON,  
E. K. WOOD,  
J. G. PARKHURST.

Report accepted and committee discharged.

Mr. Holman, by unanimous consent, offered the following, which on demand was ordered spread at length on the Journal.

*To Hon. J. H. Holman, President Legislative Post No. 1.*

Your committee appointed by this post to make investigation as to the probable amount necessary to pay the equalized bounty as provided for in House bill No. 59 (File No. 14), would report as follows:

From the records the committee found the amount of money required to be less than \$2,000,000, which is some \$5,000,000 less than was at first reported as necessary by the Adjutant General of the State. The bill, as amended, will provide that soldiers who enlisted in 1861 will receive their equalized bounty in 1886; those who enlisted in 1862 will receive their bounty in 1887, and so on. The equalization is placed at \$100 to all. The following figures show the number of soldiers and also the amount of money which will be required to fulfill the purposes of the bill: The estimated number, 13,997, would receive \$100 each, or \$1,399,700.

Total enlistments previous to Feb. 14, 1865.....	83,270
Less re-enlistment credited twice.....	5,545

Total enlistments.....	77,725
Number soldiers paid State bounty of \$100.....	5,832

71,893

Killed and died in hospital.....	13,500
Enlisted for three months.....	1,000
State home guards.....	1,000
Forty per cent died since the war, one-half of whom would have no heirs.....	15,378
Fifteen per cent who will not call for bounty.....	10,783
Ten per cent of enlisted men who did not serve six months..	7,189
Number of men who received \$50, 8,113, which is equivalent to one-half receiving \$100.....	4,056

57,896

Estimated total number to whom bounties would have to be paid....	13,997
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We would also state that we believe these figures to be substantially correct, and based upon fair estimates.

Respectfully submitted,

L. N. SELLERS,  
ERASTUS N. BATES,  
J. A. OROZER,

*Committee.*

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following:

House bill No. 412, entitled

A bill to amend section 71 of act No. 253, of the session laws of 1871, approved March 31, 1871, entitled "An act to amend sections 1, 4, 5, 8, 15, 28, 39, and 59, and to add two new sections thereto to be known as sections 70 and 71, of act No. 257, session laws of 1869, approved March 12, 1869, entitled "An act to incorporate the city of Hillsdale."

R. J. DICKSON, *Chairman.*

Report accepted.

Senate bill No. 153 (File No. 129) entitled

A bill to provide for the punishment of public officers, their servants and agents, who knowingly and unlawfully appropriate to their own use, or the use of others, the money or property committed to their care,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Post moved to strike out the enacting words of the bill;

Which motion prevailed.

Senate bill No. 66 (File No. 130), entitled

A bill to amend section 5076 of the compiled laws of 1871, being section 6630 of Howell's Statutes, relative to the service of subpoenas in courts of chancery,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Conrad,	Mr. Kirkpatrick,	Mr. Staples,
Baker,	Coomer,	Lincoln,	Stark,
Bardwell,	Cross,	Long,	Sutton,
Barry,	Davis,	Malcolm,	Swift,
Bates,	Dickson,	Manwaring,	Town,
Beecher,	Divine,	Markey,	Ulrich,
Beekman,	Dunbar,	Mason,	Voorhees,
Black,	Eldred,	McClelend,	Walthew,
Blacker,	Estee,	McGregor,	Watson,
Boynton,	Gardner,	Northwood,	Webber,
Campbell,	Gibbs,	O'Keefe,	Weiss,
Cannon,	Hampton,	Oviatt,	Wellman,
Carlton,	Hankerd,	Parkhurst,	Wiggins,
Case, J. A.,	Harper,	Post,	Williams,
Case, O. N.,	Houk,	Potter,	Wood,
Chapman,	Johnson,	Shorts,	Woodruff,
Coleman,	Jones,	Snyder,	Speaker
Collins,	Kelly,		<i>pro tem., 70</i>

## NAYS.

Mr. Dakin, Mr. Hammond,

2

Title agreed to.

Mr. Black moved to reconsider the vote by which the House struck out the enacting words of

Senate bill No. 155 (File No. 129), entitled

A bill to provide for the punishment of public officers, their servants and agents, who knowingly and unlawfully appropriate to their own use, or the use of others, the money or property committed to their care.

Mr. Post moved to lay the motion to reconsider on the table;

Which motion did not prevail.

The motion to reconsider then prevailed.

On motion of Mr. Black,

The bill was laid on the table.

Senate joint resolution No. 18 (File No. 14), entitled

Joint resolution to provide for alphabetically indexing the names of all soldiers from this State in the late war, found upon the records of the Adjutant General's office,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Coomer,	Mr. Johnson,	Mr. Rumsey,
Baker,	Cross,	Jones,	Snyder,
Bardwell,	Dakin,	Kelly,	Staples,
Beecher,	Davis,	Kirkpatrick,	Sutton,
Bentley,	Dickson,	Lincoln,	Swift,
Black,	Divine,	Malcolm,	Town,
Blacker,	Dodge,	Manwaring,	Walthew,
Brandon,	Dunbar,	McGregor,	Watson,
Campbell,	Estee,	McKie,	Weiss,
Cannon,	Gardner,	Northwood,	Wellman,
Carlton,	Gibbs,	O'Keefe,	Wood,
Case, O. N.,	Hammond,	Oviatt,	Woodruff,
Chapman,	Hayes,	Parkhurst,	Wright,
Coleman,	Houk,	Potter,	Speaker
Collins,			<i>pro tem.</i> , 57

## NAYS.

Mr. Barry,	Mr. Long,	Mr. Shorts,	Mr. Webber,
Hankerd,	McClelend,	Ulrich,	Williams,
Holman,			

9

Title agreed to.

On motion of Mr. Rumsey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 126 (File No. 58), entitled

A bill to amend section 7612 of compiled laws of 1871, relative to the protection of land, and punishment for cutting and carrying away timber therefrom,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Coomer,	Mr. Malcolm,	Mr. Staples,
Baker,	Cross,	Manwaring,	Sutton,
Bardwell,	Davis,	Mason,	Swift,
Bates,	Divine,	McClelland,	Town,
Beecher,	Dunbar,	McCormick,	Ulrich,
Beekman,	Estee,	McGregor,	Watson,
Blacker,	Gardner,	McKie,	Webber,
Boynton,	Gibbs,	North,	Weiss,
Campbell,	Hammond,	Northwood,	Wellman,
Cannon,	Hankerd,	O'Keefe,	Wiggins,
Carlton,	Houk,	Oviatt,	Williams,
Case, J. A.,	Jones,	Parkhurst,	Wood,
Chapman,	Kelley,	Post,	Woodruff,
Coleman,	Kirkpatrick,	Shorts,	Wright,
Collins,	Lincoln,	Snyder,	Speaker
Conrad,	Long,		<i>pro tem.</i> , 72

## NAYS.

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The question being on agreeing to the title,

Mr. Hawley moved to amend the title by inserting after the words "seventy-one" the words "being section 9184 of Howell's Annotated Statutes;"

Which motion prevailed.

The title as amended was then agreed to.

House bill No. 174 (File No. 340), entitled,

A bill to prohibit the manufacture and sale of butterine, and oleomargarine,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. O. N. Case moved to strike out the enacting words of the bill;

Which motion did not prevail.

Mr. Campbell moved to amend the bill by inserting in line 2, section 1, after the word "sale," the words "as butter;"

Which motion did not prevail.

Mr. Dakin moved to amend the bill by adding thereto the following:

"*Provided*, That Saginaw county shall be exempt from the provisions of this act;"

Pending which,

Mr. Northwood moved to amend the amendment so as only to except the first and second districts of Saginaw county;

Which was accepted.

The motion to amend did not then prevail.

Mr. Campbell moved to amend the bill by inserting in line 2, after the word "sale," the words "as butter, or for use of an article of food."

Mr. Baker demanded the previous question.

The demand was seconded.

The question being shall the main question be now put,

The same was ordered.

The motion to amend the bill did not then prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

ERASTUS N. BATES, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. McCormick,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

Senate bill No. 171 (File No. 195), entitled

A bill making an appropriation for the erection of two infirmary buildings at the Eastern Michigan Asylum at Pontiac,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Oviatt,

The House concurred in the adoption of the substitute reported by committee.

On motion of Mr. Holman,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor by yeas and nays as follows:

YEAS.

Mr. Adams,	Mr. Coomer,	Mr. Kelly,	Mr. Snyder,
Baker,	Cossitt,	Kirkpatrick,	Staples,
Bardwell,	Davis,	Lincoln,	Stark,
Bates,	Dickson,	Long,	Sutton,
Beecher,	Divine,	Makelim,	Swift,
Beekman,	Dunbar,	Malcolm,	Town,
Bentley,	Egan,	Manwaring,	Ulrich,
Blacker,	Eldred,	Markey,	Walthew,
Boynnton,	Estee,	McClelland,	Waltz,
Brandon,	Gardner,	McCormick,	Watson,
Brant,	Gibbs,	North,	Webber,
Campbell,	Hammond,	O'Keefe,	Wellman,
Cannon,	Hampton,	Oviatt,	Wiggins,
Carlton,	Harper,	Parkhurst,	Williams,
Case, J. A.,	Hayes,	Post,	Wilson,
Case, O. N.,	Holman,	Potter,	Wood,
Chapman,	Honk,	Powers,	Woodruff,
Coleman,	Johnson,	Rumsey,	Speaker,
Collins,	Jones,	Sellers,	

75

NAYS.

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*Lansing, Thursday, May 7, 1885.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Rev. Mr. Taylor.

Roll called: quorum present.

Absent without leave: Messrs. Mason, McGregor, Voorhees, and Wright.

On motion of Mr. Wiggins,

Leave of absence was granted to Mr. Mason for the day.

On motion of Mr. Conrad,

Leave of absence was granted to Mr. Voorhees for the day.

On motion of Mr. Post,

Leave of absence was granted to Mr. McGregor for the day.

On motion of Mr. Potter,

Leave of absence was granted to Mr. Wright for the day,

On motion of Mr. J. A. Case,

Leave of absence was granted to Mr. Diekema for the day.

#### PRESENTATION OF PETITIONS.

No. 921. By Mr. Hampton: Petition of A. M. LeBaron and 30 other citizens of Levering, Emmet county, asking for the passage of the Hampton insurance bill;

Referred to the committee on insurance.

No. 922. By Mr. J. A. Case: Petition of Chas. Cook and 71 others, residents of the township of Wilson in the county of Alpena, in reference to proposed State road in said township;

Referred to committee on public lands.

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 124, entitled

A bill relating to telephone companies and to regulate the use and rental of telephones in this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it be printed for the use of the committee.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Bates,

The bill was ordered printed for the use of the committee.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

House bill No. 363, entitled

A bill to detach certain territory from the county of Mackinac and attach the same to Chippewa county,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the

bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

ERASTUS N. BATES, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. McCormick,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

Senate bill No. 171 (File No. 195), entitled

A bill making an appropriation for the erection of two infirmary buildings at the Eastern Michigan Asylum at Pontiac,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Oviatt,

The House concurred in the adoption of the substitute reported by committee.

On motion of Mr. Holman,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor by yeas and nays as follows:

#### YEAS.

Mr. Adams,	Mr. Coomer,	Mr. Kelly,	Mr. Snyder,
Baker,	Cossitt,	Kirkpatrick,	Staples,
Bardwell,	Davis,	Lincoln,	Stark,
Bates,	Dickson,	Long,	Sutton,
Beecher,	Divine,	Makelim,	Swift,
Beekman,	Dunbar,	Malcolm,	Town,
Bentley,	Egan,	Manwaring,	Ulrich,
Blacker,	Eldred,	Markey,	Walthew,
Beynton,	Estee,	McClelend,	Waltz,
Brandon,	Gardner,	McCormick,	Watson,
Brant,	Gibbs,	North,	Webber,
Campbell,	Hammond,	O'Keefe,	Wellman,
Cannon,	Hampton,	Oviatt,	Wiggins,
Carlton,	Harper,	Parkhurst,	Williams,
Case, J. A.,	Hayes,	Post,	Wilson,
Case, O. N.,	Holman,	Potter,	Wood,
Chapman,	Houk,	Powers,	Woodruff,
Coleman,	Johnson,	Rumsey,	Speaker,
Collins,	Jones,	Sellers,	

75

#### NAYS.

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The question being on agreeing to the title,

Mr. Rumsey moved to amend the title to read as follows:

A bill providing for the erection of two infirmaries at the Eastern Asylum for the Insane and making an appropriation for the erection of one of said infirmaries by taxation;

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Cannon,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on ways and means:

The committee on ways and means, to whom was referred

Senate joint resolution No. 24 (File No. 15), entitled

Joint resolution directing the Board of State Auditors to settle a claim of Muskegon county against the State of Michigan for shortage in the amount credited by the Auditor General to said county under section 10, act 197, of the public acts of the session of 1883,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment and without recommendation, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wilson,

The joint resolution was laid on the table.

By the committee on State library:

The committee on State library, to whom was referred

Senate bill No. 136 (File No. 180), entitled

A bill making an appropriation for the purchase of books for the State library and for other purposes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

AMOS GARDNER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on State library:

The committee on State library, to whom was referred

Senate bill No. 169 (File No. 155), entitled

A bill to amend sections 2 and 7 of act No. 169, of the public acts of 1881, to increase the salary of the State Librarian;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

AMOS GARDNER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Boynton,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 369 (File No. 267), entitled

A bill to amend section 25 of an act entitled "An act to incorporate the city of Ludington," approved March 22, 1873, and to add 18 new sections thereto, to stand as sections 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, and 108;

Also,

House bill No. 349 (File No. 166), entitled

A bill to amend section 6 of chapter 46 of the compiled laws of 1871, being compiler's section 1638 of Howell's Annotated Statutes of Michigan for 1882, relative to burial grounds.

R. J. DICKSON, *Chairman.*

Report accepted.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE, }  
Lansing, May 6, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[House bill No. 412, being]

An act to amend section 71 of act No. 253 of the session laws of 1871, approved March 31, 1871, entitled "An act to amend sections 1, 4, 5, 8, 15, 28, 39, and 59, and to add two new sections thereto to be known as sections 70 and 71, of act No. 257 of session laws of 1869," approved March 12, 1869, entitled "An act to incorporate the city of Hillsdale."

RUSSELL A. ALGER, *Governor.*

The message was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
Lansing, May 6, 1885. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following bill:

House bill No. 529, entitled

A bill to incorporate the village of Hart in the county of Oceana;

In the passage of which, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

## THIRD READING OF BILLS.

Senate joint resolution No. 15 (File No. 12), entitled

Joint resolution extending the time for the completion of the Marquette, Houghton and Ontonagon railroad,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Hampton moved to strike out the enacting words of the joint resolution.

Pending discussion,

The Speaker called Mr. Wood to the chair.

After some time the Speaker resumed the chair.

Discussion still progressing, the Speaker called Mr. Hankerd to the chair.

After some time the Speaker resumed the chair.

The motion to strike out the enacting words of the joint resolution did not then prevail.

Mr. Adams moved to amend the joint resolution by adding thereto the following proviso:

*Provided*, That full and exclusive title to all mines and mineral wealth, and the right of way to the same in said lands granted in this act, shall remain and vested in the government of the United States subject to such rules and regulations as may be provided by Congress;

Pending which,

Mr. Hampton moved to lay the bill on the table;

Which motion did not prevail.

The motion to amend the joint resolution did not then prevail.

Mr. Markey moved to amend the joint resolution by striking out the proviso.

Mr. Blacker demanded the previous question.

The demand was not seconded.

The motion to amend did not then prevail.

On motion of Mr. O. N. Case,

The joint resolution was laid on the table.

On motion of Mr. O. N. Case,

The House took a recess until 2 o'clock P. M.

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AFTERNOON SESSION.

*2 o'clock P. M.*

The House met and was called to order by the Speaker.

Roll called: quorum present.

The hour having arrived for the

## SPECIAL ORDER,

Being the consideration of

House bill No. 592 (File No. 336), entitled

A bill to prevent the manufacture and sale of intoxicating liquors as a beverage within this State,

Mr. Parkhurst offered the following substitute for sections 25, 26 and 27, of the bill:

SEC. 25. It shall be lawful for the supervisors of each county within this State to meet at the county seat of their respective counties upon the third Monday in April in the year A. D. 1886, and every year thereafter, to

determine by resolution the question of the prohibition of the liquor traffic in such county and to transact such other business as may be deemed proper by such board of supervisors at such meeting. It shall be lawful also at such meeting or at such other time as said board may at this session adjourn to, for such board by a majority of all the supervisors elected in said county to pass a resolution substantially in the following form:

*Resolved*, That it is the sense of a majority of all the supervisors elected in the county of....., that no intoxicating liquors shall hereafter be manufactured or sold within said county except as is provided in the prohibitory liquor law as applied to counties. And in all counties within this State where a majority of all the supervisors elected in said county shall pass such resolution or one of a similar import, this act shall be in full force and effect and shall supercede all other laws in such county relative to the liquor traffic or the tax thereon, from and after the 5th day of May A. D. 1886, and on the 5th day of May on such other year as such resolution shall be passed as aforesaid provided, except when said board of supervisors shall fail to complete its action before said fifth day of May as aforesaid. In such case this act shall be in full force and effect in such county and shall supercede all other laws relative to the liquor business and the tax thereon from and after the expiration of thirty days after the day of the passage of such resolution or one of a similar import. And it is further provided that when the board of supervisors of any county shall take such action and pass such resolution, or one of a similar import, it shall be entered upon their records, and all the courts of this State shall take judicial notice thereof, or a copy thereof giving the date of its passage, duly certified by the county clerk of such county, may be used in evidence in any of the courts of this State.

And in other counties in this State, until the said board of supervisors shall pass such resolution, or one of a similar import, the laws of this State in relation to intoxicating liquors and the tax thereon, not embraced in this act, shall be in full force and effect: *Provided*, Nothing in said laws shall give any rights relative to liquor in such counties as shall, by its board of supervisors, pass such resolution, or one of a similar import, as is herein provided for.

Pending which,

On motion of Mr. Parkhurst,

The bill was made the special order for May 13, at 10 o'clock A. M., two-thirds of the members present voting therefor.

Mr. Long moved to take from the table

Senate joint resolution No. 15 (File No. 12), entitled

Joint resolution extending the time for the completion of the Marquette, Houghton and Ontonagon railroad;

Which motion prevailed.

The question being on the passage of the joint resolution,

Mr. Adams moved to amend the same by adding thereto the following proviso:

*Provided*, That the title (to all undiscovered mineral wealth, and the right of way to the same) shall remain and be vested in the United States, subject to such rules and regulations as may be provided by Congress.

On which,

Mr. Adams demanded the yeas and nays.

The demand was seconded, and the amendment was not agreed to two-thirds of the members present not voting therefor by yeas and nays as follows:

*Lansing, Friday, May 8, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker *pro tem*.

Prayer by Rev. Mr. Thompson.

Roll called: quorum present.

Absent without leave: Messrs. Blacker, Brown, Carlton, Clark, Coleman, Conrad, Diekema, Hampton, Mason, Wilson, and Wright.

On motion of Mr. Wiggins,

Leave of absence was granted to Mr. Mason for the day.

On motion of Mr. Voorhees,

Leave of absence was granted to Mr. Wright for the day.

On motion of Mr. Cannon,

Leave of absence was granted to Mr. Hampton for the day.

On motion of Mr. Richardson,

Leave of absence was granted to Mr. Conrad for the day.

On motion of Mr. Synder,

Leave of absence was granted to Mr. Clark until Monday next.

On motion of Mr. Sutton,

Leave of absence was granted to himself until Tuesday.

On motion of Mr. Black,

Leave of absence was granted to Mr. Blacker until Monday next.

On motion of Mr. Black,

Leave of absence was granted to Mr. Wilson until Monday next.

On motion of Mr. Richardson,

Leave of absence was granted to Mr. Diekema indefinitely on account of sickness.

#### PETITIONS.

No. 923. By Mr. O'Keefe: Remonstrance of A. H. Tucker against the passage of the pharmacy bill.

Referred to the committee on public health.

No. 924. By Mr. Weiss: Communication of R. A. Peet relative to the tax law.

Referred to the special committee on taxation.

#### REPORTS OF STANDING COMMITTEES.

By the committee on ways and means:

The committee on ways and means, to whom was referred

Senate bill No. 136 (File No. 180), entitled

A bill making an appropriation for the purchase of books for the State library, and for other purposes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on public lands:

The committee on public lands, to whom was referred

House bill No. 175, entitled

A bill to provide for straightening and deepening the channel of Black river, in the townships of Wheatland, Custer, and Bridgehampton, Sanilac county, and making appropriation of State swamp lands to aid the work,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

CALVIN K. BRANDON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public lands:

The committee on public lands, to whom was referred

House bill No. 371, entitled

A bill to authorize the Board of Control of State Swamp Land to cause the removal of jams or rafts of floodwood, and to clear out and deepen where necessary the channel of Swan Creek, in the county of Midland,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

CALVIN K. BRANDON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 211 (File No. 97), entitled

A bill to amend section 1 of act number 138 of the public acts of 1875, relative to subjects for dissection for the advancement of science, approved April 27, 1875, as amended by act number 16 of the public acts of 1881, approved March 2, 1881, the same being section 2110 of the Compiled Laws of 1871, as amended, the same being chapter 72, section 2284 of Howell's Annotated Statutes of Michigan,

Also,

House bill No. 529, entitled

A bill to incorporate the village of Hart, in Oceana county.

R. J. DICKSON, *Chairman.*

Report accepted.

#### MESSAGES FROM THE SENATE.

The Speaker *pro tem.* announced the following:

SENATE CHAMBER,  
Lansing, May 7, 1885. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 332 (File No. 226), entitled

A bill to regulate freight tariffs, to provide for a uniform classification of freights and maximum freight rates, and to prevent unjust discrimination in charges of tolls or compensation for the transportation of freights upon the railroads in this State;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on railroads.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, May 7, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 37 (File No. 182), entitled

A bill to amend sections 4 and 5 of an act entitled "An act to provide for the construction and maintenance of stone or macadamized roads in Bay county," approved April 24, 1883;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

On motion of Mr. Jones,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, May 7, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 295 (File No. 115), entitled

A bill to provide for the challenge of talesmen in justice courts;

And to inform the House that the Senate has amended the same as follows:

1. By striking out of line 2 and line 3, section 1, the word "four" and inserting in lieu thereof, in each case, the word "two."

2. By striking out of line 4 the word "eight" and inserting in lieu thereof the word "four."

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Laid over one day under the rules.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, May 7, 1885. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 235 (File No. 128), entitled

A bill to amend section 45 of chapter 158 of the compiled laws of 1871, relative to the payment of debts and legacies of deceased persons, the same being section 5932 of Howell's Annotated Statutes;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, May 7, 1885. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 256 (File No. 153), entitled

A bill to amend section 1 of act No. 142 of the session laws of 1883, being an act entitled "An act to provide for selecting petit jurors in the Upper Peninsula;"

And to inform the House that the Senate has amended the same as follows:

By striking out of recited section 1 the words: "*The People of the State of Michigan enact*;"

And also to inform the House that the Senate has amended the title as follows:

By adding to the end thereof the words "so as to include the county of Manitou;"

In the passage of which as thus amended, and with the title so amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
Secretary of the Senate.

Mr. Kirkpatrick moved to suspend the rule requiring amendments made to bills by the Senate to be laid over one day;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Kirkpatrick.

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

YEAS.

Mr. Baker,	Mr. Davis,	Mr. Makelim,	Mr. Staples,
Barry,	Dickson,	Malcolm,	Stark,
Bates,	Divine,	Markey,	Sutton,
Beekman,	Dodge,	McClelend,	Swift,
Bentley,	Dunbar,	McCormick,	Town,



Mr. Black,	Mr. Eldred,	Mr. McGregor,	Mr. Ulrich,
Boynton,	Estee,	McKie,	Voorhees,
Brandon,	Gardner,	McNabb,	Walthew,
Campbell,	Gibbs,	North,	Waltz,
Cannon,	Hankerd,	O'Keefe,	Watson,
Carlton,	Harper,	Oviatt,	Webber,
Case, J. A.,	Hayes,	Parkhurst,	Weiss,
Chapman,	Holman,	Post,	Wellman,
Collins,	Johnson,	Potter,	Wiggins,
Conrad,	Jones,	Powers,	Williams,
Coomer,	Kelly,	Richardson,	Wood,
Cossitt,	Kirkpatrick,	Rumsey,	Woodruff,
Cross,	Lincoln,	Shorts,	Speaker
Dakin,	Long,	Snyder,	<i>pro tem,</i> 75

## NAYS.

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The question being on agreeing to the title as amended by the Senate,

The title, as amended, was then agreed to.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, May 7, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 739 (File No. 353), entitled

A bill empowering the township of Leslie, in the county of Ingham, to bond the township to the amount of not exceeding twenty thousand dollars for the purpose of making public improvements in said township;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, May 7, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 689 (File No. 141), entitled

A bill making an appropriation of State swamp lands to aid the county of Gratiot in improving the channel of Maple river, and to authorize a tax to complete the same, and to repeal act No. 50 of the session laws of 1881, entitled "An act to authorize the board of control of State swamp lands to make an appropriation of swamp lands to remove bars and obstructions in Maple river, in the counties of Clinton and Gratiot, approved March 26, 1881;

In the passage of which the Senate has concurred by a two-thirds

vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER, }  
Lansing, May 7, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 82 (File No. 93), entitled

A bill to regulate the practice of pharmacy in the State of Michigan;

2. Senate bill No. 38 (File No. 220), entitled

A bill to prevent the spread of glanders and farcy;

Which have passed the Senate, by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on public health.

The second named bill was read a first and second time by its title, and referred to the committee on public health.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER. }  
Lansing, May 7, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bills:

1. House bill No. 160 (File No. 356), entitled

A bill making appropriations for the current expenses of the State Normal School for the years 1885 and 1886;

2. House bill No. 327 (File No. 357) entitled

A bill making an appropriation for rebuilding walks at the State Normal School;

3. House bill No. 462 (File No. 275), entitled

A bill to amend section 2, chapter 50, of the compiled laws of 1871, being compiler's section 1817, relative to the support of poor persons by the public, the same being section 1756 of Howell's Annotated Statutes;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The three named bills were referred to the committee on engrossment and enrollment for enrollment.

The Speaker *pro tem.* also announced the following:

Mr. Black,	Mr. Eldred,	Mr. McGregor,	Mr. Ulrich,
Boymton,	Estee,	McKie,	Voorhees,
Brandon,	Gardner,	McNabb,	Walthew,
Campbell,	Gibbs,	North,	Waltz,
Cannon,	Hankerd,	O'Keefe,	Watson,
Carlton,	Harper,	Oviatt,	Webber,
Case, J. A.,	Hayes,	Parkhurst,	Weiss,
Chapman,	Holman,	Post,	Wellman,
Collins,	Johnson,	Potter,	Wiggins,
Conrad,	Jones,	Powers,	Williams,
Coomer,	Kelly,	Richardson,	Wood,
Cossitt,	Kirkpatrick,	Rumsey,	Woodruff,
Cross,	Lincoln,	Shorts,	Speaker
Dakin,	Long,	Snyder,	<i>pro tem,</i> 75

NAYS.

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The question being on agreeing to the title as amended by the Senate,  
The title, as amended, was then agreed to.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, May 7, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 739 (File No. 353), entitled

A bill empowering the township of Leslie, in the county of Ingham, to bond the township to the amount of not exceeding twenty thousand dollars for the purpose of making public improvements in said township;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, May 7, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 689 (File No. 141), entitled

A bill making an appropriation of State swamp lands to aid the county of Gratiot in improving the channel of Maple river, and to authorize a tax to complete the same, and to repeal act No. 50 of the session laws of 1881, entitled "An act to authorize the board of control of State swamp lands to make an appropriation of swamp lands to remove bars and obstructions in Maple river, in the counties of Clinton and Gratiot, approved March 26, 1881;

In the passage of which the Senate has concurred by a two-thirds

vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,

Lansing, May 7, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 82 (File No. 93), entitled

A bill to regulate the practice of pharmacy in the State of Michigan;

2. Senate bill No. 38 (File No. 220), entitled

A bill to prevent the spread of glanders and farcy;

Which have passed the Senate, by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on public health.

The second named bill was read a first and second time by its title, and referred to the committee on public health.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER.

Lansing, May 7, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bills:

1. House bill No. 160 (File No. 356), entitled

A bill making appropriations for the current expenses of the State Normal School for the years 1885 and 1886;

2. House bill No. 327 (File No. 357) entitled

A bill making an appropriation for rebuilding walks at the State Normal School;

3. House bill No. 462 (File No. 275), entitled

A bill to amend section 2, chapter 50, of the compiled laws of 1871, being compiler's section 1817, relative to the support of poor persons by the public, the same being section 1756 of Howell's Annotated Statutes;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The three named bills were referred to the committee on engrossment and enrollment for enrollment.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER, }  
Lansing, May 7, 1888. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following bill:

House bill No. 692, entitled

A bill to organize the township of Case in the county of Presque Isle;

And to inform the House that the Senate has amended the same as follows:

By striking out of section 1 the word "May" and inserting in lieu thereof the word "June;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully, #

LEWIS M. MILLER,

*Secretary of the Senate.*

Mr. J. A. Case moved to suspend the rule requiring amendments made to bills by the Senate to be laid over one day,

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. J. A. Case,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

#### YEAS.

Mr. Adams,	Mr. Cross,	Mr. Lincoln,	Mr. Staples,
Barry,	Dakin,	Long,	Stark,
Bates,	Davis,	Makelim,	Sutton,
Beecher,	Dickson,	Malcolm,	Swift,
Beekman,	Dodge,	Markey,	Town,
Bentley,	Dunbar,	McClelland,	Ulrich,
Black,	Egan,	McCormick,	Voorhees,
Boynton,	Eldred,	McGregor,	Walthew,
Brandon,	Estee,	McNabb,	Waltz,
Brown,	Gardner,	North,	Watson,
Campbell,	Gibbs,	O'Keefe,	Webber,
Cannon,	Hankerd,	Oviatt,	Weiss,
Carlton,	Harper,	Parkhurst,	Wellman,
Case, J. A.,	Hayes,	Post,	Wiggins,
Chapman,	Holman,	Potter,	Williams,
Collins,	Johnson,	Richardson,	Wood,
Conrad,	Jones,	Rumsey,	Woodruff,
Coomer,	Kelly,	Shorts,	Speaker
Cossitt,	Kirkpatrick,	Snyder,	<i>pro tem., 75</i>

#### NAYS.

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The bill was referred to the committee on engrossment and enrollment for enrollment.

#### MOTIONS AND RESOLUTIONS.

Mr. Swift moved to take from the table,  
House joint resolution No. 40, entitled

A joint resolution providing for the appointment of a commissioner for the purpose of inquiring into and reporting upon the desirability and practicability of draining and lowering Thornapple lake, in Barry county;

Which motion prevailed.

On motion of Mr. Swift,

The joint resolution was referred to the committee on drainage.

#### GENERAL ORDER.

On motion of Mr. Voorhees,

The House went into committee of the whole on the general order,

Whereupon the Speaker called Mr. Davis to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

1. House bill No. 601 (File No. 343), entitled

A bill to provide for the preparation, publication, and distribution of a legislative manual, annually.

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

The committee of the whole have also had under consideration the following:

2. House bill No. 561 (File No. 347), entitled

A bill authorizing and empowering the township board of the township of Albion, and the common council of the city of Albion, in the county of Calhoun, to transfer any cemetery property, or funds held by them for cemetery purposes, to a corporate board already fully organized under the law of 1881, providing for the election of such boards; also granting certain powers to such boards and prescribing their duties;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following:

3. House bill No. 492 (File No. 383), entitled

A bill to amend sections 4 and 7 of chapter 3, section 5 of chapter 11, and to repeal section 14 of chapter 12 of act No. 10 of the session laws of 1882, being an act to amend sections 4, 5, and 8 of chapter 2, sections 4 and 7 of chapter 3, section 3 of chapter 4, and sections 5 and 13 of chapter 11, and to add a new section to chapter 12 to stand as section 14 of act No. 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, and improvement, and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State," approved June 8, 1881,

And have directed their chairman to report the same back to the House with the recommendation that it be laid on the table.

The committee of the whole have also had under consideration the following:

4. House bill No. 435 (File No. 193), entitled

A bill to amend sections 1, 2, 3, 5, 6, 7, 8, 9, 10, 11, 12, and 13, of chapter 12 of act No. 164, laws of 1881, and section 4 of same chapter and act, as amended by act No. 93, session laws of 1883, relating to the examination of teachers and supervision of schools; also to amend section 3 of chapter 4, and

section 2 of chapter 5, of act No. 164, laws of 1881, relating to duties of township clerk and county clerk concerning school reports;

And have directed their chairman to report the same back to the House, with the recommendation that it be made the special order for May 13, at 2 o'clock P. M.

ALONZO C. DAVIS, *Chairman.*

Report accepted and committee discharged.

The first named bill was placed on the order of third reading.

On motion of Mr. Snyder,

The House concurred in the amendments made by the committee to the second named bill, and it was placed on the order of third reading.

On motion of Mr. Dickson,

The House concurred in the recommendation of the committee relative to the third named bill, and it was laid on the table.

On motion of Mr. Voorhees,

The House concurred in the recommendation of the committee relative to the fourth named bill, and it was made the special order for May 13 at 2 P. M.

On motion of Mr. Voorhees,

The House took a recess until 2 o'clock P. M.

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#### AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The House took up the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Parkhurst moved to take from the table

House bill No. 686, entitled

A bill making an appropriation of swamp land to aid in draining the swamp lands adjacent to Dowagiac creek, in Van Buren county;

Which motion prevailed.

On motion of Mr. Parkhurst,

The bill was referred to the committee on judiciary.

Mr O. N. Case moved to take from the table

House bill No. 705, entitled

A bill to amend section 1 of an act entitled an act for the payment of the salaries of the State officers, approved April 17, 1871, and the acts amendatory thereof, the same being section 339 of Howell's Statutes;

Which motion prevailed.

On motion of Mr. O. N. Case,

The bill was referred to the committee on judiciary.

Mr. Rumsey moved to take from the table

House bill No. 618, entitled

A bill to authorize the Leslie Cemetery Association to assign, sell, and transfer its property;

Which motion prevailed.

On motion of Mr. Rumsey,

The bill was referred to the committee on ways and means.

Mr. Rumsey moved to discharged the committee of the whole from the further consideration of

Senate bill No. 221 (File No. 114), entitled

A bill to provide for heating, finishing, and furnishing of the asylum for insane criminals;

Which motion prevailed.

On motion of Mr. Rumsey,

The bill was put upon its immediate passage.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

On motion of Mr. Bates,

The bill was re-referred to the committee of the whole, and placed on the general order.

#### GENERAL ORDER.

On motion of Mr. Markey,

The House went into committee of the whole on the general order.

Whereupon the Speaker called Mr. Shorts to the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following;

House bill No. 660 (File No. 358), entitled

A bill making appropriation for the support of the State House of Correction at Ionia, and making improvements at that institution;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following:

House bill No. 191 (File No. 359), entitled

A bill to amend act No. 117, session laws of 1883, entitled "An act to amend added section 7 of act No. 202, session laws of 1877, the same being section 2155 of chapter 63, Howell's Annotated Statute, relative to the erection and maintenance of shutes for the passage of fish through the dams across the streams of this State;"

Have made no amendments thereto, and have directed their chairman to report the same back to the House and recommend its passage.

P. P. SHORTS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Chapman,

The House concurred in the amendments made by the committee to the first named bill, and it was placed on the order of third reading.

The second named bill was placed on the order of third reading.

Mr. Davis, by unanimous consent, offered the following:

*Resolved* (the Senate concurring), That the Legislature of Michigan, learning that the Hon. Geo. V. N. Lothrop, of Detroit, has been appointed, by the President of the United States, Minister to Russia, desire to express their appreciation of the honor done the people of Michigan by the selection of one of its most distinguished sons to a position so honorable in the diplomatic service of his country. The Legislature further desires to congratulate the President and the people of the United States upon an appointment which cannot but reflect credit upon the administration. Knowing Mr. Lothrop's career,



we are proud to see in the public service a gentleman whose purity of life and whose record as a public spirited citizen no less than his accomplishments as an orator, jurist, and scholar, rank him among the noblest in the land ;

Which,

On motion of Mr. Estee,

Was adopted by an unanimous rising vote.

By unanimous consent the committee on roads and bridges reported as follows :

The committee on roads and bridges, to whom was referred

House bill No. 343 (File No. 300), entitled

A bill to repeal section 14 of chapter 12 of act No. 10 of the public acts of 1882, approved March 14, 1882, and to amend section 4 of chapter 2, section 4 of chapter 3, and section 5 of chapter 11,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

J. W. McCORMICK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Voorhees,

The House concurred in the adoption of the substitute reported by committee.

The bill was then ordered re-printed, referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report, as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 462 (File No. 275), entitled

A bill to amend section 2, chapter 50, of the compiled laws of 1871, being compiler's section 1817, relative to the support of poor persons by the public, the same being section 1756 of Howell's Annotated Statutes.

R. J. DICKSON, *Chairman.*

Report accepted.

Mr. Lincoln moved to discharge the committee on public lands from the further consideration of

House bill No. 585 (File No. 289), entitled

A bill to authorize and empower the board of control of State swamp lands to lay out, open, and construct a drain or water course in the townships of Verona and Colfax, in the county of Huron, in this State, and to make an appropriation of swamp lands therefor ;

Which motion prevailed.

By the committee on public lands:

The committee on public lands, to whom was referred

House bill No. 585 (File No. 289), entitled,

A bill to authorize and empower the board of control of State swamp lands to lay out, open, and construct a drain or water course in the townships of Verona and Colfax, in the county of Huron, in this State, and to make an appropriation of swamp lands therefor,

Respectfully report the same back to the House, in accordance with its order, and ask to be discharged from the further consideration of the subject.

C. K. BRANDON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Lincoln,

The bill was put upon its immediate passage.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Markey moved to amend the bill by striking out all of section 2 after the word "Huron," in line 5, so that the proviso to section 2 should read, "Provided, That the swamp lands hereby appropriated shall be located in the county of Huron;"

Which was not agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Adams,	Mr. Dodge,	Mr. McGregor,	Mr. Stark,
Bates,	Dunbar,	McKie,	Swift,
Bentley,	Eldred,	McNabb,	Town,
Black,	Estee,	North,	Voorhees,
Boynton,	Hammond,	O'Keefe,	Waltz,
Brandon,	Hankerd,	Parkhurst,	Watson,
Campbell,	Hayes,	Post,	Webber,
Carlton,	Holman,	Potter,	Weiss,
Case, J. A.,	Jones,	Powers,	Wellman,
Conrad,	Kirkpatrick,	Richardson,	Williams,
Cossitt,	Lincoln,	Rumsey,	Wood,
Cross,	Makelim,	Shorts,	Woodruff,
Davis,	Malcolm,	Snyder,	Speaker
Divine,	McCormick,		<i>pro tem.</i> , 54

#### NAYS.

Mr. Cannon,	Mr. Dickson,	Mr. Johnson,	Mr. McClelland,
Case, O. N.,	Egan,	Kelly,	Oviatt,
Chapman,	Gardner,	Long,	Ulrich,
Dakin,	Houk,	Markey,	Walthew, 16

Mr. O. N. Case appealed from the decision of the Speaker *pro tem.* in declaring the bill passed, when but fifty-four members had voted therefor, and on the ground that the appropriation provided in the bill was for a local or private purpose, and hence required a two-thirds vote of all the members elect.

The question being shall the decision of the chair stand as the decision of the House,

The Speaker *pro tem.* announced that in declaring the bill passed on a majority vote, he simply followed the line of precedents established by preceding Legislatures upon this class of bills, which precedents were upon the theory that the question of absolute appropriation was relegated to the board of control of State swamp lands.

Mr. O. N. Case demanded the yeas and nays.

The demand was seconded, and the decision of the chair was ordered to stand as the judgment of the House, by yeas and nays, as follows:

#### YEAS.

Mr. Bates,	Mr. Divine,	Mr. Malcolm,	Mr. Stark,
Beekman,	Dodge,	McCormick,	Swift,
Black,	Eldred,	McGregor,	Town,
Boynton,	Estee,	North,	Voorhees,

Mr. Brandon,	Mr. Gardner,	Mr. O'Keefe,	Mr. Waltz,
Campbell,	Gibbs,	Parkhurst,	Watson,
Carlton,	Hammond,	Potter,	Webber,
Case, J. A.,	Hankerd,	Powers,	Weiss,
Conrad,	Holman,	Richardson,	Wellman,
Coomer,	Johnson,	Rumsey,	Wiggins,
Cossitt,	Jones,	Shorts,	Williams,
Cross,	Kirkpatrick,	Snyder,	Wood,
Davis,	Lincoln,	Staples,	Woodruff,
Dickson,	Makelim,		

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## NAYS.

Mr. Adams,	Mr. Case, O. N.,	Mr. Kelly,	Mr. McKie,
Barry,	Dakin,	Long,	Oviatt,
Brant,	Egan,	Markey,	Walthew,
Cannon,	Hayes,	McClelend,	

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On motion of Mr. Coomer,  
The House adjourned.

*Lansing, Saturday, May 9, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Roll called : quorum present.

Absent without leave: Messrs. Brown, Coleman, Divine, Hampton, Harper, Hayes, Kelly, Mason, Post, Sutton, Woodruff, and Wright.

On motion of Mr. Sellers,

Leave of absence was granted to Mr. Hampton until Tuesday next.

On motion of Mr. Bentley,

Leave of absence was granted to Mr. Harper for the day.

On motion of Mr. McGregor,

Leave of absence was granted to Mr. Post until Tuesday morning.

On motion of Mr. Wiggins,

Leave of absence was granted to Mr. Mason for the day.

On motion of Mr. Swift,

Leave of absence was granted to Mr. Voorhees for the day.

On motion of Mr. Adams,

Leave of absence was granted to Mr. Hayes for the day.

On motion of Mr. Chapman,

Leave of absence was granted to Mr. Divine until Tuesday next.

On motion of Mr. Wood,

Leave of absence was granted to Mr. Brown for the day.

On motion of Mr. Stark,

Leave of absence was granted to himself until Monday.

On motion of Mr. Waltz,

Leave of absence was granted to himself until Wednesday noon.

On motion of Mr. Richardson,  
 Leave of absence was granted to Mr. Woodruff for the day.  
 On motion of Mr. Egan,  
 Leave of absence was granted to Mr. Wright for the day.

## PRESENTATION OF PETITIONS.

No. 925. By Mr. Staples: Petition of C. P. Latimer, Richard Bennett, D. C. McKay, and 308 others for the passage of the pharmacy bill;

Referred to committee on public health.

No. 926. By Mr. Richardson: Petition of M. D. L. Hollis, Henry Dakleme, and forty others for the passage of the Hampton anti-monopoly insurance bill;

Referred to committee on insurance.

## REPORTS OF STANDING COMMITTEES.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 614 (File No. 375), entitled

A bill to provide for the appointment of eleven cadets to the Michigan Military Academy at Orchard Lake,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Estee,

The bill was laid on the table.

## MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
 Lansing, May 8, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 111 (File No. 186), entitled

A bill to amend section 14 of an act relating to burying grounds, approved February 12, 1855, being section 4741 Howell's Annotated Statutes;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was read a first and second time by its title; and referred to the committee on State affairs.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 160 (File No. 356), entitled

A bill making appropriations for the current expenses of the State Normal School for the years 1885 and 1886;

Also,

House bill No. 739, entitled

A bill empowering the township of Leslie, in the county of Ingham, to bond the township to the amount of not exceeding \$20,000 for the purpose of making public improvements in said township;

Also,

House bill No. 327 (File No. 357), entitled

A bill making an appropriation for rebuilding walks at the State Normal School;

Also,

House bill No. 692, entitled

A bill to organize the township of Case in the county of Presque Isle.

R. J. DICKSON, *Chairman*.

Report accepted.

#### THIRD READING OF BILLS.

House bill No. 601 (File No. 343), entitled

A bill to provide for the preparation, publication, and distribution of a legislative manual, annually;

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Brandon,

The bill was laid on the table.

On motion of Mr. Brant,

The House discontinued the further Third Reading of bills, for the day.

#### GENERAL ORDER.

On motion of Mr. Estee,

The House went into committee of the whole on the general order.

Whereupon the Speaker called Mr. Houk to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

1. House bill No. 223 (File No. 120), entitled

A bill to secure the enforcement of the laws regulating the fisheries of this State, and the gathering of fishery statistics, for the appointment of an inspector and wardens for that purpose and defining the duties of such officers and all persons in relation to the same, and to make appropriation therefor;

2. House bill No. 531 (File No. 274), entitled

A bill to create a commissioner of toll roads and toll bridges;

3. House bill No. 555 (File No. 326), entitled

A bill to impose a tax on the business of selling spirituous and intoxicating malt, brewed, and fermented liquors in the State of Michigan, to be shipped from without this State, and to repeal act No. 226, laws of 1875, and being compiler's sections 1277, 1278, 1279, and 1280, Howell's Annotated Statutes of 1882;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

T. G. HOUK, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Chapman,

The House concurred in the amendments made by the committee to the first, second, and third named bills, and they were placed on the order of third reading.

On motion of Mr. Markey,  
The House took up

REPORTS OF STANDING COMMITTEES.

By the committee on judiciary :

The committee on judiciary, to whom was referred

House bill No. 686, entitled,

A bill making an appropriation of swamp land to aid in draining the swamp lands adjacent to Dowagiac creek, in Van Buren county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Parkhurst,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

House bill No. 502, entitled

A bill giving a right of action to employes if injured, and to their next of kin if killed in any manufacturing establishment, and giving a lien to such employes and next of kin, on the land on which such establishment is situated, and on all buildings, personal property, and fire insurance thereon, in all cases where such employes are injured or killed by reason of insufficient fire escapes in such establishments; such lien to take precedence of any prior mortgage, levy, lien, assignment, deed of trust, or other incumbrance whatsoever,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on education :

The committee on education, to whom was referred

Senate bill No. 277 (File No. 97), entitled

A bill to amend section 7, of act No. 44, of the session laws of 1859, being "An act for the benefit of fractional school district No. 1, of Vassar, and No. 2, of Tuscola," approved February 3, 1859,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education, to whom was referred

House bill No. 31, entitled

A bill to amend section 4 of act No. 164 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," approved May 21, 1881, said section 4 being compiler's section 5029 of Howell's general statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education, to whom was referred

House bill No. 549, entitled

A bill to amend sections 1, 2, 4, 5, 9, 10, 11, of chapter 196, entitled public instructions and primary schools of Howell's Annotated Statutes, and to repeal section 7 of said chapter,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Estee,

The bill was laid on the table.

By the committee on education :

The committee on education, to whom was referred

House bill No. 682, entitled

A bill to amend section 4 of act No. 316, session laws of 1877, entitled an act to reorganize the union school district of the city of Flint, county of Genesee,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Estee,

The bill was laid on the table.

By the committee on education :

The committee on education, to whom was referred

House bill No. 205, entitled

A bill to establish a school for the instruction of feeble minded children,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment,

and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Dickson,

The bill was laid on the table.

By the committee on education:

The committee on education, to whom was referred

House bill No. 436, entitled

A bill to amend sections 1 to 13 inclusive and to repeal sections 14 to 24 inclusive of chapter 2 of act No. 164, session laws of 1881, and to repeal act No. 82, session laws of 1883; also to amend sections 1 to 20 inclusive, and to repeal sections 21 to 25 inclusive, of chapter 3 of act No. 164, session laws of 1881, and to repeal act No. 93, session laws of 1883; also to amend sections 1 to 14 inclusive, and to repeal sections 15 to 23 inclusive, of chapter 4 of act No. 164, session laws of 1881, and to repeal act No. 9, session laws of 1883; also to amend sections 1 to 4 inclusive of chapter 10 of act No. 164, session laws of 1881, and to amend section 5 of said chapter 10, as enacted by act No. 53, session laws of 1883, and to enact 10 new sections, to stand as sections 6, 7, 8, 9, 10, 11, 12, 13, 14, and 15 of said chapter 10, said act No. 164, session laws of 1881, being chapter 196 of Howell's Annotated Statutes of 1882; all of said acts, chapters, and sections relating to public instruction and primary schools,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Chapman,

The bill was laid on the table.

Mr. Conrad, by unanimous consent, offered the following:

*Resolved*, That when this House adjourns that it stand adjourned until Monday, May 11, at 2 o'clock P. M.

Mr. Dakin moved to amend by making the hour 9 P. M.

Which was not agreed to.

The resolution was then adopted.

On motion of Mr. Chapman,

Leave of absence was granted to the committee on ways and means for Monday next.

Mr. Jones moved that the House take a recess until 2 o'clock P. M.,

Pending which,

Mr. Black moved that the House adjourn.

Mr. Jones demanded the yeas and nays.

The demand was seconded, and the motion to adjourn did not prevail by yeas and nays, as follows:

YEAS.

Mr. Bardwell,  
Black,  
Brandon,  
Brant,

Mr. Dodge,  
Hammond,  
Kirkpatrick,  
Lincoln,

Mr. Rumsey,  
Sellers,  
Ulrich,  
Walthew,

Mr. Webber,  
Wellman,  
Wiggins,  
Williams,



Mr. Cannon, Conrad,	Mr. McNabb, Potter,	Mr. Watson,	Mr. Wood,	28
NAYS.				
Mr. Adams, Barry, Bates, Beecher, Campbell, Carlton, Case, J. A., Case, O. N.,	Mr. Chapman, Dakin, Dickson, Dunbar, Eldred, Estee, Gardner,	Mr. Gibbs, Holman, Houk, Jones, Markey, McCormick, McKie,	Mr. O'Keefe, Oviatt, Parkhurst, Richardson, Stark, Town, Weiss,	29

Mr. Wood moved that

Leave of absence be granted to himself until Monday next;

Which motion did not prevail.

On motion of Mr. Brant,

The House adjourned.

*Lansing, Monday, May 11, 1885.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Rev. Mr. Jameson.

Roll called: quorum present.

Absent without leave: Messrs. Barry, Bentley, Blacker, Brandon, Brown, A. T. Case, O. N. Case, Collins, Coomer, Cossitt, Dakin, Dunbar, Holman, Kelly, Kirkpatrick, Shorts, Staples, Stark, Sutton, Swift, Watson, and Weiss.

On motion of Mr. Adams,

Leave of absence was granted to Mr. Dunbar indefinitely on account of sickness.

On motion of Mr. Voorhees,

Leave of absence was granted to Mr. Shorts indefinitely on account of sickness.

On motion of Mr. Davis,

Leave of absence was granted to all absentees for the day.

#### PRESENTATION OF PETITIONS.

No. 927. By Mr. Voorhees: Remonstrance of M. Duncan, C. A. Lee, and 47 other citizens of Elsie, Clinton county, against House bill 581, being a bill to license and regulate roller skating rinks;

Referred to committee on State affairs.

No. 928. By Mr. Gibbs: Remonstrance of O. C. Moffat, Geo. C. Hannah and 174 other residents of Traverse City, against House bill No. 581, being a bill to license and regulate roller skating rinks;

Referred to committee on State affairs.

No. 929. By Mr. Hammond: Remonstrance of Joseph Richardson, John C.

H. Pringle, and 73 other citizens of Marine City, St. Clair county, against House bill 581, being a bill to license and regulate roller skating rinks;

Referred to committee on State affairs.

No. 930. By Mr. Parkhurst: Remonstrance of M. H. Smith, C. S. Adams, and 107 other citizens of Lawton, Van Buren county, against House bill 581, being a bill to license and regulate roller skating rinks;

Referred to committee on State affairs.

No. 931. By Mr. Black: Petition of D. A. Horner, and 55 other citizens of Caro, Tuscola county, praying for the passage of the pharmacy bill;

Referred to the committee on public health.

No. 932. By Mr. Mason: Resolutions of W. M. Fenton Post No. 258, relative to soldiers' bounty.

On demand of Mr. Mason,

The resolutions were read at length, and spread at large upon the Journal, as follows:

HEADQUARTERS, WM. M. FENTON POST, No. 258, }  
DEPARTMENT OF MICH. G. A. R., }  
*Saint Ignace, May 5, 1885.* }

*Hon. H. M. Mason, Lansing, Mich.:*

\* \* \* \* \*

DEAR SIR—At a regular meeting of Wm. M. Fenton Post No. 258 Dept. of Mich. G. A. R., held Wednesday evening, April 29, 1885, the following resolution was unanimously passed:

\* \* \* \* \*

*Resolved*, That as an act of justice to Michigan soldiers who served in the late "War of the Rebellion," it is the unanimous feeling of the members of this Post, that Sellers bill No. 52, providing for the equalization of State bounties now before the Legislature should pass; that our Senators and Representatives at Lansing be requested to do all in their power for the success of the measure, and a copy of this resolution be forwarded to Hon. H. M. Mason for presentation to the Legislature.

\* \* \* \* \*

Very truly,

J. H. WARREN, *Commander.*

Referred to the committee on military affairs.

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 37 (File No. 182), entitled

A bill to amend sections 4 and 5 of an act entitled "An act to provide for the construction and maintenance of stone or macadamized roads in Bay county," approved April 24, 1883;

Also,

House bill No. 235 (File No. 128), entitled

A bill to amend section 45 of chapter 158 of the compiled laws of 1871, relative to the payment of debts and legacies of deceased persons, the same being section 5932 of Howell's Annotated Statutes.

R. J. DICKSON, *Chairman.*

Report accepted.

By the committee on education :

The committee on education, to whom was referred

House bill No. 501, entitled

A bill to amend section 11 of chapter 12 of act No. 164, session laws of 1881, being compiler's section 2160 of Howell's Annotated Statutes, relative to the compensation of members of county boards of school examiners,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Estee,

The bill was laid on the table.

By the committee on education :

The committee on education, to whom was referred

House bill No. 500, entitled

A bill to amend section 1 and continuous sections of chapter 12 of act No. 164 of the session laws of 1881, and section 4 of said chapter as amended by act No. 93, session laws of 1883, being sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, and 13, of an act relative to examination of teachers, and supervision of schools,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Estee,

The bill was laid on the table.

By the committee on drainage :

The committee on drainage, to whom were referred

House bill No. 272 (File No. 100); entitled

A bill to provide for the construction and maintenance of public and private drains, and to repeal act No. 269, session laws of 1881, entitled "An act to revise and consolidate the laws of this State providing for the drainage of swamps, marshes, and other low lands," and to repeal the acts of March 22, 1869, and April 13, 1876, known as the county drain law and the township drain law, as substituted by House File No. 382;

Also,

House bill No. 178, entitled

A bill to amend sections 6, 7, and 15, of an act entitled "An act to revise and consolidate the laws of this State providing for the drainage of swamps, marshes, and other low lands, and to repeal the acts of March 22, 1869, and April 13, 1871, known as the county drain law, and the township drain law, approved June 11, 1881, being sections 1695, 1697, and 1705, of Howell's Annotated Statutes of Michigan;

Also,

House bill No. 108, entitled

A bill to amend sections 15 and 46 of an act entitled "An act for the drainage of swamps, marshes, and other low lands;"

Also,

House bill No. 394, entitled

A bill to revise and amend the laws of this State providing for the drainage of swamps, marshes, and other low lands and to repeal the act of June 11, 1881.

Respectfully report that they have had the said bills under consideration and have directed me to report the same back to the House with the accompanying substitute therefor, entitled

A bill to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto.

The committee recommend that the substitute be concurred in; that the bill when so substituted do pass; that 500 extra copies thereof be printed, and that they be discharged from the further consideration of the subject.

JOHN NORTHWOOD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Richardson,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

On motion of Mr. Richardson,

Five hundred extra copies of the bill were ordered printed in accordance with the recommendation of the committee.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE, }  
*Lansing, May 11, 1885.* }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[House bill No. 529, manuscript, being]

An act to incorporate the village of Hart, in the county of Oceana and State of Michigan;

Also,

[House bill No. 739, manuscript, being]

An act empowering the township of Leslie, in the county of Ingham, to bond the township to the amount of not exceeding \$20,000 for the purpose of making public improvements in said township;

Also,

[House bill No. 319, File No. 166, being]

An act to amend section 6 of chapter 46 of the compiled laws of 1871, being compiler's section 1638 of Howell's Annotated Statutes of Michigan for 1882, relative to burial grounds;

Also,

[House bill No. 369, File No. 267, being]

An act to amend section 25 of an act entitled "An act to incorporate the city of Ludington," approved March 22, 1873, and to add 18 new sections thereto, to stand as sections 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, and 108;

Also,

[House bill No. 211, File No. 97, being]

An act to amend section 1 of act number 138 of the public acts of 1875, relative to subjects for dissection for the advancement of science, approved April 27, 1875, as amended by act number 16 of the public acts of 1881, approved March 2, 1881, the same being section 2110 of the Compiled Laws of 1871, as amended, the same being chapter 72, section 2284 of Howell's Annotated Statutes of Michigan;

Also,

[House bill No. 462, File No. 275, being]

An act to amend section 2, chapter 50 of the compiled laws of 1871, being compiler's section 1817, relative to the support of poor persons by the public, the same being section 1756 of Howell's Annotated Statutes;

Also,

[House bill No. 160, File No. 356, being]

An act making appropriations for the current expenses of the State Normal School for the years 1885 and 1886;

Also,

[House bill No. 327, File No. 357, being]

An act making an appropriation for rebuilding walks at the State Normal School.

RUSSELL A. ALGER, *Governor*.

The message was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, May 8, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following concurrent resolution:

*Resolved* (the Senate concurring), That the Legislature of the State of Michigan, learning that the Hon. G. V. N. Lothrop, of Detroit, has been appointed by the President of the United States minister to Russia, desire to express their appreciation of the honor done the people of Michigan by the selection of one of its most distinguished sons to a position so honorable in the diplomatic service of his country. The Legislature further desires to congratulate the President and the people of the United States upon an appointment which cannot but reflect credit upon the administration. Knowing Mr. Lothrop's career, we are proud to see in the public service a gentleman whose purity of life and whose record as a public spirited citizen, no less than his accomplishments as an orator, jurist and scholar, rank him among the noblest in the land;

In the adoption of which the Senate has unanimously concurred by a rising vote.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The concurrent resolution was referred to the committee on engrossment and enrollment for enrollment.

## GENERAL ORDER.

On motion of Mr. Oviatt,

The House went into committee of the whole on the general order.

Whereupon the Speaker called Mr. Wiggins to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have also had under consideration the following:

1. House bill 713 (File No. 384), entitled

A bill to provide for the collection of certain ditch or drain orders issued for the construction of ditches and drains in the townships of Olyde and Ganges, in Allegan county;

2. House bill No. 474 (File 369), entitled

A bill to validate and make binding certain contracts, covenants, and agreements made with fire insurance companies organized under the laws of this State, prescribing, limiting, and restricting the liability of persons insured therein, and the members thereof for the losses and expenses of such companies;

3. House bill No. 693 (File 362), entitled

A bill to authorize the board of control of State swamp lands to cause the removal of jams or rafts of floodwood, and deepen the channel where necessary, in and from Newton Creek, in the township of Alpena, in the county of Alpena, and to appropriate not exceeding three sections of State swamp land to defray the cost thereof;

4. House bill No. 155 (File No. 323), entitled

A bill to amend sections 8 and 16 of act 187 of the session laws of 1875, entitled, "An act for the incorporation of manufacturing companies," approved May 1, 1875, and to add thereto a new section;

5. Senate bill No. 383 (File No. 137), entitled

A bill to authorize and empower the board of supervisors of Jackson county and the Jackson county agricultural society to sell the grounds in the city of Jackson known as the fair grounds, and to purchase other grounds to be used as public grounds and grounds for holding agricultural and other fairs;

6. Senate bill No. 6 (File No. 3), entitled

A bill to amend continuous section 8382 of the second volume of Howell's Annotated Statutes of Michigan, of the year 1882;

7. Senate bill No. 317 (File No. 169), entitled

A bill to provide for assigning errors on the charge of any circuit court given to the jury in any civil or criminal suit, action or proceeding;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

8. House bill No. 40 (File No. 381), entitled

A bill to incorporate the public schools of the village of Ovid, Clinton county;

9. House bill No. 195 (File No. 218), entitled

A bill to provide for the appointment of a State live stock sanitary commission and a State veterinarian, and to prescribe their powers and duties, and to prevent and suppress contagious and infectious diseases among the live stock of the State;

10. House bill No. 59 (File No. 14), entitled

A bill to equalize State bounties to volunteers in the late war of the rebellion;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

W. H. WIGGINS, *Chairman.*

Report accepted and committee discharged.

The first, second, third, fourth, fifth, sixth, and seventh named bills were placed on the order of third reading.

On motion of Mr. Oviatt,

The House concurred in the amendments made by the committee to the eighth, ninth, and tenth named bills, and they were placed on the order of third reading.

Mr. Cannon, by unanimous consent, offered the following:

*Resolved*, That hereafter during this session, both in the House and in committee of the whole, no member shall occupy more than ten minutes in the discussion of any bill or pending question, except it be the person introducing or moving the same, who shall be permitted to occupy not exceeding twenty minutes in the discussion of any such measure.

Mr. Hampton moved to lay the resolution on the table;

Which motion did not prevail.

Mr. Walthew moved to amend the resolution by striking out the words "and in committee of the whole;"

Pending which,

Mr. Egan moved that the further consideration of the resolution be indefinitely postponed;

Which motion did not prevail.

Mr. Egan moved that the House adjourn.

Which motion did not prevail.

The resolution was then adopted.

On motion of Mr. Dickson,

The House adjourned.

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*Lansing, Tuesday, May 12, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Franklin.

Roll called: quorum present.

Absent without leave: Messrs. Blacker, Egan, Sutton, Walthew, Watson, Weiss, and Wilson.

On motion of Mr. Carlton,

Leave of absence was granted to Mr. Weiss until Thursday next.

On motion of Mr. Wood,

Leave of absence was granted to Mr. Watson for the day.

On motion of Mr. Harper,

Leave of absence was granted to Mr. Sutton for the day.

On motion of Mr. Voorhees,

Leave of absence was granted to Mr. Blacker for the day.

## PRESENTATION OF PETITIONS.

No. 933. By Mr. Oviatt: Petition of James Greacen, N. Woodfield, D. E. McVean, Wm. H. Eckler, O. O. Goodrich, and 90 other citizens of Kalkaska county praying for the passage of the bounty bill;

Referred to the committee on military affairs.

No. 934. By Mr. Wellman: Remonstrance of F. H. Danger, Jas. F. Jones, E. W. Inslee and 173 others, residents of Port Huron, St. Clair county, against House bill No. 581, being a bill to license and regulate roller skating rinks;

Referred to committee on State affairs.

No. 935. By Mr. Stark: Remonstrance of F. B. Hime, M. O. Smith, J. C. Scott and 38 others, residents of Lowell, Kent county, against House bill 581 relative to regulating and licensing roller skating rinks;

Referred to the committee on State affairs.

No. 936. By Mr. O. N. Case: Remonstrance of J. L. Hudson, F. B. Rayl & Co., M. Limback & Co., Coulson & Morehouse, and 102 other residents of Detroit, against the passage of House bill 581, relative to regulating and licensing roller skating rinks;

Referred to the committee on State affairs.

No. 937. By Mr. Black: Petition of Townsend North and 500 other citizens of Tuscola, Huron, and Sanilac counties, praying for the passage of the bill introduced by Hon. C. P. Black, validating mutual insurance contracts.

On demand of Mr. Black,

The petition was read at length, and spread at large on the Journal, as follows:

*To the Honorable the Legislature of the State of Michigan:*

Your petitioners respectfully show that they became members of and took insurance in the Sanilac, Huron and Tuscola Mutual Fire Insurance Company upon the express understanding and agreement with the said company, that the premium note given by us at the time of taking such insurance, was to be the limit of our liability to the said company, for losses and expenses.

That in the fire of 1881 that swept through the Huron Peninsula, the losses were so heavy that the Company became insolvent and a receiver was appointed. That but few of the members of the said Company are collectible, and the payment of the entire losses of the said company, without regard to the limit of the premium note, would ruin the solvent members of the company.

We, therefore, respectfully ask you to pass the bill introduced by the Hon. C. P. Black, representative from Tuscola, validating certain contracts heretofore made, limiting the liability of members insured in mutual fire insurance companies organized under the laws of this State.

Referred to the committee on insurance.

No. 938. By Mr. A. T. Case: Remonstrance of Oscar P. Bills, J. H. Smith, and 53 other citizens of Tecumseh, Lenawee county, against the passage of House bill 591 relative to regulating and licensing roller skating rinks;

Referred to committee on State affairs.

No. 939. By Mr. A. T. Case: Petition of 50 citizens of Central Lake for the passage of the Hampton anti-monopoly insurance bill;

Referred to committee on insurance.

No. 940. By Mr. Mason: Petition of W. E. Clark, O. B. Weed, W. W. Walker, and 46 other citizens of Manistique, Schoolcraft county, asking for passage of House bill No. 59 to equalize soldiers' bounties;



Referred to committee on military affairs.

No. 941. By Mr. Hampton: Petition of 24 citizens of Omer, Arenac Co., for the passage of the Hampton insurance bill;

Referred to committee on insurance.

No. 942. By Mr. Hampton: Petition of 31 residents and property owners of Cross village in favor of anti-monopoly insurance bill;

Referred to committee on insurance.

No. 943. By Mr. Hampton: Petition of 90 citizens of Cheboygan for the passage of the Hampton anti-monopoly insurance bill;

Referred to the committee on insurance.

No. 944. By Mr. O'Keefe: Remonstrance of O. F. Raymond, J. C. Whitney, and 62 other citizens of Sanilac, Sanilac county, against House bill 581, being a bill to license and regulate roller skating rinks;

Referred to the committee on State affairs.

No. 945. By Mr. Hampton: Petition of 23 citizens of Bay Springs in favor of the Hampton anti-board insurance bill;

Referred to the committee on insurance.

Mr. Parkhurst moved to take from the table

Senate bill No. 201 (File No. 64), entitled

A bill to extend aid to the University of Michigan, and to repeal section 1 of act No. 32 of the session laws of 1873, being section 4944 of Howell's Annotated Statutes;

On which,

Mr. Campbell demanded the yeas and nays.

The demand was seconded, and the motion to take the bill from the table prevailed by yeas and nays, as follows:

#### YEAS.

Mr. Baker,	Mr. Cossitt,	Mr. Hammond,	Mr. O'Keefe,
Bardwell,	Cross,	Hampton,	Parkhurst,
Beekman,	Crozer,	Harper,	Post,
Black,	Dakin,	Hayes,	Potter.
Brandon,	Dickson,	Houk,	Powers,
Brant,	Divine,	Howell,	Snyder,
Carlton,	Dodge,	Kirkpatrick,	Town,
Case, J. A.,	Eldred,	Long,	Wellman,
Case, O. N.,	Estee,	McGregor,	Wiggins,
Coleman,	Gibbs,	McNabb,	Wood,
Collins,	Gleason,	North,	Woodruff,
Coomer,			

45

#### NAYS.

Mr. Beecher,	Mr. Hankerd,	Mr. Mason,	Mr. Sellers,
Boynton,	Holman,	McClelend,	Staples,
Campbell,	Johnson,	McCormick,	Swift,
Cannon,	Kelly,	McKie,	Ulrich,
Case, A. T.,	Lincoln,	Oviatt,	Voorhees,
Chapman,	Malcolm,	Richardson,	Williams,
Gardner,	Manwaring,	Rumsey,	

27

On motion of Mr. Parkhurst,

The bill was referred to the committee of the whole, and placed on the general order.

## REPORTS OF STANDING COMMITTEES.

By the committee on agriculture:

The committee on agriculture, to whom was referred

Senate bill No. 37 (File No. 15), entitled,

A bill to prevent the spread of contagious diseases among cattle,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

E. B. HAYES, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

## COMMUNICATIONS FROM STATE OFFICERS.

The Speaker announced the following:

STATE TREASURER'S OFFICE, }  
Lansing, May 8, 1885. }

*Hon. Newcomb Clark, Speaker:*

DEAR SIR,—In conformity with a resolution of the House of Representatives sent me on the 4th inst., I enclose a list of banks in which the State funds have been deposited during the year ending April 30, 1885, with the rate of interest, amount received from each, and the total amount so received during said year. All of which is respectfully submitted.

E. H. BUTLER, *State Treasurer.*

NAME OF BANK.	Rate Paid, per ct.	Amount Paid.
American National Bank, Detroit.....	3	\$6,744 35
Bay National Bank, Bay City.....	3	685 00
Citizen's National Bank, Saginaw.....	3	415 43
City National Bank, and its successor, National City Bank, G'd Rapids	3	1,084 65
Chelsea Savings Bank, Chelsea.....	3	300 00
Coldwater National Bank, Coldwater.....	3	456 36
Commercial National Bank, Detroit.....	3	1,900 05
First National Bank of Allegan.....	3	300 00
First National Bank, Detroit.....	3	5,407 37
First National Bank of Flint.....	3	40 00
First National Bank, Manistee.....	3	300 00
First National Bank, Port Huron.....	3	431 25
Fourth National Bank of Grand Rapids.....	3	366 44
Genesee County Savings Bank, Flint.....	3	302 25
Grand Rapids National Bank, Grand Rapids.....	3	970 69
Home National Bank, East Saginaw.....	3	1,450 20
Lansing National Bank, Lansing.....	3	300 00
Mechanics' Bank, Detroit.....	3	2,733 71
Merchants and Manufacturers' National Bank, Detroit.....	3	4,663 13
Northern National Bank, Big Rapids.....	3	474 72
Old National Bank, Grand Rapids.....	3	835 40
Plymouth National Bank, Plymouth.....	3	153 25
Second National Bank, Bay City.....	3	646 44
Second National Bank, Hillsdale.....	3	300 00
Southern Michigan National Bank, Coldwater.....	3	450 00
Union Bank, Jackson.....	3	478 95
Total.....		\$39,189 74

The communication was laid on the table.

## MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, May 11, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to request the House to return to the Senate

House bill No. 256 (File No. 153), entitled

A bill to amend section 1 of act No. 142 of the session laws of 1883, being an act entitled "An act to provide for selecting petit jurors in the upper peninsula."

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

On motion of Mr. Mason,

The committee on engrossment and enrollment was discharged from the further consideration of the bill, and the same was ordered returned to the Senate in accordance with its request.

## THIRD READING OF BILLS.

House bill No. 561 (File No. 347), entitled

A bill authorizing and empowering the township board of the township of Albion, and the common council of the city of Albion, in the county of Calhoun, to transfer any cemetery property, or funds held by them for cemetery purposes, to a corporate board already fully organized under the law of 1881, providing for the election of such boards; also granting certain powers to such boards and prescribing their duties,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Crozer,	Mr. Jones,	Mr. Powers,
Baker,	Dakin,	Kirkpatrick,	Richardson,
Bardwell,	Davis,	Makelim,	Rumsey,
Barry,	Dickson,	Malcolm,	Sellers,
Bates,	Divine,	Manwaring,	Snyder,
Beecher,	Dodge,	Markey,	Staples,
Beekman,	Eldred,	Mason,	Stark,
Bentley,	Estee,	McClelend,	Town,
Boynton,	Gardner,	McCormick,	Ulrich,
Cannon,	Gibbs,	McGregor,	Voorhees,
Carlton,	Gleason,	McKie,	Webber,
Case, A. T.,	Hammond,	McNabb,	Wellman,
Case, J. A.,	Hankerd,	O'Keefe,	Wiggins,
Case, O. N.,	Harper,	Oviatt,	Williams,
Coleman,	Holman,	Parkhurst,	Wood,
Conrad,	Houk,	Post,	Woodruff,
Coomer,	Howell,	Potter,	Speaker
Cossitt,	Johnson,		

70

## NAYS.

0

The question being on agreeing to the title,

Mr. Conrad moved to amend the title to read as follows:

"A bill to authorize the township boards of the townships of Albion and Sheridan, also the city council of the city of Albion to transfer certain cemetery property to a board of trustees organized under the laws of 1881 authorizing such boards and prescribing their powers and duties;"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Conrad,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 191 (file No. 359), entitled

A bill to amend act No. 117, session laws of 1883, entitled "An act to amend added section 7 of act No. 202, session laws of 1877, the same being section 2155 of chapter 63, Howell's Annotated Statutes, relative to the erection and maintenance of shutes for the passage of fish through the dams across the streams of this State,"

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. McKie moved to amend the bill by inserting after the word "office," in line 2, Sec. 7, the following:

And it shall be his duty, upon the application of twelve freeholders in his county, to lay their application before the board of supervisors at their next regular meeting, and, upon the approval of said board, he shall cause to be constructed, by the owner of said dam, a fish shute or ladder, as provided by the terms of this act.

Which motion prevailed, two-thirds of all the members present voting therefor.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Barry,	Mr. Hampton,	Mr. Mason,	Mr. Stark,
Bates,	Harper,	McClelend,	Swift,
Cannon,	Houk,	McCormick,	Town,
Carlton,	Jones,	O'Keefe,	Webber,
Chapman,	Long,	Post,	Wellman,
Gardner,	Malcolm,	Powers,	Wiggins,
Gleason,	Manwaring,	Richardson,	Williams,
Hammond,			

29

#### NAYS.

Mr. Adams,	Mr. Cross,	Mr. Gibbs,	Mr. Parkhurst,
Beecher,	Crozer,	Holman,	Potter,
Beekman,	Dakin,	Howell,	Rumsey,
Boynton,	Davis,	Johnson,	Sutton,
Case, A. T.,	Dickson,	Kelly,	Ulrich,
Case, O. N.,	Divine,	Makelim,	Wood,
Conrad,	Dodge,	Markey,	Woodruff,
Cossitt,	Eldred,	Oviatt,	Speaker,

32

House bill No. 660 (File No. 358), entitled

A bill making appropriation for the support of the State House of Correction at Ionia, and making improvements at that institution,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Dakin,	Mr. Kirkpatrick,	Mr. Powers,
Bardwell,	Davis,	Lincoln,	Richardson,
Bates,	Dickson,	Long,	Rumsey,
Beecher,	Divine,	Makelim,	Sellers,
Beekman,	Eldred,	Malcolm,	Snyder,
Bentley,	Gardner,	Manwaring,	Staples,
Brandon,	Gibbs,	Markey,	Stark,
Campbell,	Gleason,	Mason,	Sutton,
Cannon,	Hammond,	McClelend,	Swift,
Carlton,	Hampton,	McCormick,	Town,
Casé, A. T.,	Hankerd,	McGregor,	Voorhees,
Case, J. A.,	Harper,	McKie,	Webber,
Case, O. N.,	Hayes,	McNabb,	Wellman,
Chapman,	Holman,	North,	Wiggins,
Coleman,	Houk,	O'Keefe,	Williams,
Conrad,	Howell,	Oviatt,	Wood,
Cossitt,	Johnson,	Parkhurst,	Woodruff,
Cross,	Jones,	Potter,	Speaker,
Crozer,	Kelly,		

74

## NAYS.

Mr. Boynton,

1

The question being on agreeing to the title,

Mr. Sellers moved to amend the title to read as follows:

A bill making appropriation for making improvements at the State House of Correction at Ionia;

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Sellers,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The Speaker called the Speaker *pro tem.* to the chair.

House bill No. 223 (File No. 120), entitled

A bill to secure the enforcement of the laws regulating the fisheries of this State, and the gathering of fishery statistics, for the appointment of an inspector and wardens for that purpose and defining the duties of such officers and all persons in relation to the same, and to make appropriation therefor,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Bardwell,	Mr. Coleman,	Mr. Harper,	Mr. Parkhurst,
Barry,	Conrad,	Houk,	Potter,
Bates,	Coomer,	Howell,	Richardson,
Beecher,	Cossitt,	Jones,	Rumsey,
Beekman,	Cross,	Kirkpatrick,	Snyder,
Bentley,	Crozer,	Lincoln,	Stark,
Black,	Dakin,	Long,	Sutton,
Brandon,	Davis,	Makelim,	Town,

Mr. Brant,	Mr. Divine,	Mr. Markey,	Mr. Ulrich,
Cannon,	Dodge,	Mason,	Walthew,
Carlton,	Egan,	McClelend,	Wiggins,
Case, A. T.,	Eldred,	McCormick,	Wood,
Case, J. A.,	Gibbs,	McNabb,	Woodruff,
Case, O. N.,	Hammond,	North,	Speaker
Chapman,	Hampton,		<i>pro tem.</i> , 58

## NAYS.

Mr. Baker,	Mr. Holman,	Mr. McKie,	Mr. Swift,
Campbell,	Johnson,	O'Keefe,	Voorhees,
Dickson,	Kelly,	Post,	Webber,
Gardner,	Manwaring,	Powers,	Wellman,
Gleason,	McGregor,	Staples,	Williams,
Hankerd,			21

Title agreed to.

On motion of Mr. Eldred,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 531 (File No. 274), entitled

A bill to create a commissioner of toll roads and toll bridges,

Was read a third time and was not passed, a majority of all the members elect not voting therefor by yeas and nays, as follows:

## YEAS.

Mr. Bates,	Mr. Dodge,	Mr. Long,	Mr. Swift,
Boynton,	Eldred,	Makelim,	Town,
Brant,	Gibbs,	McClelend,	Ulrich,
Brown,	Gleason,	McCormick,	Voorhees,
Carlton,	Hammond,	O'Keefe,	Walthew,
Case, J. A.,	Hampton,	Oviatt,	Wellman,
Case, O. N.,	Hankerd,	Potter,	Wood,
Coleman,	Harper,	Ramsey,	Woodruff,
Conrad,	Houk,	Snyder,	Speaker
Cossitt,	Lincoln,	Stark,	<i>pro tem.</i> , 39

## NAYS.

Mr. Baker,	Mr. Collins,	Mr. Johnson,	Mr. North,
Beecher,	Coomer,	Jones,	Parkhurst,
Beekman,	Cross,	Kelly,	Post,
Bentley,	Dakin,	Kirkpatrick,	Richardson,
Brandon,	Divine,	Malcolm,	Staples,
Cannon,	Gardner,	Mason,	Sutton,
Case, A. T.,	Holman,	McKie,	Wiggins,
Chapman,	Howell,	McNabb,	Wright, 32

Mr. Richardson moved to reconsider the vote by which the House refused to pass the bill;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Richardson,

The bill was laid on the table.

The Speaker resumed the chair.

House bill No. 555 (File No. 326), entitled

A bill to impose a tax on the business of selling spiritous and intoxicating malt, brewed, and fermented liquors in the State of Michigan, to be shipped from without this State, and to repeal act No. 226, laws of 1875, and being compiler's sections 1277, 1278, 1279, and 1280, Howell's Annotated Statutes of 1882,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Crozer,	Mr. Jones,	Mr. Powers,
Bardwell,	Davis,	Kelly,	Richardson,
Bates,	Dickson,	Kirkpatrick,	Rumsey,
Beecher,	Divine,	Lincoln,	Snyder,
Beekman,	Dodge,	Long,	Staples,
Bentley,	Egan,	Makelim,	Sutton,
Boynnton,	Eldred,	Malcolm,	Swift,
Brant,	Gardner,	Manwaring,	Town,
Campbell,	Gibbs,	McClelend,	Ulrich,
Cannon,	Hammond,	McCormick,	Voorhees,
Carlton,	Hampton,	McGregor,	Webber,
Case, A. T.,	Hanker,	North,	Wellman,
Case, O. N.,	Harper,	O'Keefe,	Williams,
Chapman,	Hayes,	Oviatt,	Wood,
Conrad,	Holman,	Parkhurst,	Woodruff,
Coomer,	Houk,	Post,	Wright,
Cossitt,	Howell,	Potter,	Speaker,
Cross,			

69

## NAYS.

Mr. Coleman,	Mr. Johnson,	Mr. Walthew,	Mr. Wiggins,
Gleason,	McNabb,		

6

Title agreed to.

On motion of Mr. Eldred,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 135 (File No. 323), entitled

A bill to amend sections 8 and 16 of act 187 of the session laws of 1875, entitled "An act for the incorporation of manufacturing companies," approved May 1, 1875, and to add thereto a new section,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Bardwell,	Mr. Divine,	Mr. Johnson,	Mr. O'Keefe,
Bates,	Egan,	Jones,	Oviatt,
Cannon,	Eldred,	Kirkpatrick,	Parkhurst,
Case, A. T.,	Estee,	Makelim,	Sellers,
Case, J. A.,	Gardner,	Malcolm,	Snyder,
Cossitt,	Gibbs,	Manwaring,	Swift,
Cross,	Gleason,	Mason,	Walthew,
Crozer,	Holman,	McCormick,	Webber,
Davis,	Howell,	North,	Williams,
Dickson,			

37

## NAYS.

Campbell,	Mr. Dakin,	Mr. Hayes,	Mr. Staples,
Carlton,	Hammond,	Long,	Wiggins,
Case, O. N.,	Hampton,	McNabb,	Wood,
Chapman,	Hankerd,	Richardson,	Wright,
Conran,	Harper,		

18

Mr. Campbell moved to reconsider the vote by which the House ordered to immediate effect

House bill No. 555 (File No. 326), entitled

A bill to impose a tax on the business of selling spirituous and intoxicating malt, brewed, and fermented liquors in the State of Michigan, to be shipped from without this State, and to repeal act No. 226, laws of 1875, the same being compiler's section 1277, Howell's Annotated Statutes;

Which motion prevailed.

The question being on giving the bill immediate effect,

On motion of Mr. O. N. Case,

By a vote of two-thirds of all the members elect, the bill was ordered to take effect July 1, 1885.

House bill 713 (File No. 384), entitled

A bill to provide for the collection of certain ditch and drain orders issued for the construction of ditches and drains in the townships of Clyde and Ganges, in Allegan county,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Bardwell,	Mr. Dakin,	Mr. Kelly,	Mr. Powers,
Bates,	Davis,	Kirkpatrick,	Richardson,
Beecher,	Dickson,	Long,	Rumsey,
Beekman,	Divine,	Makelim,	Sellers,
Bentley,	Dodge,	Malcolm,	Snyder,
Boynton,	Eldred,	Manwaring,	Staples,
Campbell,	Estee,	Markey,	Sutton,
Cannon,	Gardner,	Mason,	Swift,
Carlton,	Gibbs,	McClelend,	Voorhees,
Case, A. T.,	Gleason,	McCormick,	Walthew,
Case, J. A.,	Hammond,	McKie,	Wellman,
Case, O. N.,	Hankerd,	North,	Wiggins,
Chapman,	Harper,	O'Keefe,	Williams,
Collins,	Hayes,	Oviatt,	Wood,
Conrad,	Howell,	Parkhurst,	Woodruff,
Cross,	Johnson,	Post,	Wright,
Crozer,	Jones,	Potter,	Speaker,

68

## NAYS.

0

The question being on agreeing to the title,

Mr. Bates moved to amend the title to read as follows;

A bill to provide for the collection of certain ditch or drain orders issued for the construction of a ditch on the township line between Clyde and Ganges in Allegan county;

Which motion prevailed.

The title as amended was then agreed to.



On motion of Mr. Bates,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 474 (File No. 369), entitled

A bill to validate and make binding certain contracts, covenants, and agreements made with fire insurance companies organized under the laws of this State, prescribing, limiting, and restricting the liability of persons insured therein, and the members thereof for the losses and expenses of such companies,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Cross,	Mr. Johnson,	Mr. Potter,
Baker,	Crozer,	Jones,	Powers,
Bardwell,	Dakin,	Kelly,	Rumsey,
Barry,	Dickson,	Kirkpatrick,	Sellers,
Beecher,	Divine,	Long,	Snyder,
Beekman,	Dodge,	Makelim,	Staples,
Black,	Egan,	Malcolm,	Stark,
Boynton,	Eldred,	Manwaring,	Swift,
Brandon,	Estee,	Markey,	Ulrich,
Brant,	Gardner,	Mason,	Voorhees,
Brown,	Gibbs,	McClelend,	Walthew,
Cannon,	Gleason,	McCormick,	Wellman,
Carlton,	Hammond,	McKie,	Wiggins,
Case, J. A.,	Hampton,	McNabb,	Williams,
Case, O. N.,	Hankerd,	North,	Wood,
Chapman,	Hayes,	O'Keefe,	Woodruff,
Collins,	Houk,	Oviatt,	Wright,
Conrad,	Howell,	Parkhurst,	Speaker,
Coomer,			

73

#### NAYS.

Mr. Holman,

1

Title agreed to.

On motion of Mr. Dodge,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

Senate bill No. 6 (File No. 3), entitled

A bill to amend section 6 of act No. 558 of the public acts of 1879, being section 8382 of Howell's Annotated Statutes, relative to the enforcement of liens of mechanics and others,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baker,	Mr. Dickson,	Mr. Mason,	Mr. Staples,
Bardwell,	Divine,	McClelend,	Stark,
Barry,	Estee,	McCormick,	Sutton,
Bates,	Gardner,	McKie,	Swift,
Beecher,	Gibbs,	McNabb,	Town,
Beekman,	Hammond,	North,	Ulrich,

Mr. Bentley,	Mr. Hankerd,	Mr. Oviatt,	Mr. Walthew,	
Brown,	Holman,	Parkhurst,	Webber,	
Cannon,	Johnson,	Post,	Wellman,	
Carlton,	Jones,	Potter,	Williams,	
Case, J. A.,	Kelly,	Powers,	Wood,	
Case, O. N.,	Kirkpatrick,	Richardson,	Woodruff,	
Chapman,	Lincoln,	Rumsey,	Wright,	
Coomer,	Long,	Sellers,	Speaker,	59
Crozer,	Markey,	Snyder,		0
NAYS.				

Title agreed to.

Senate bill No. 317 (File No. 169), entitled

A bill to provide for assigning errors on the charge of any circuit court given to the jury in any civil or criminal suit, action or proceeding,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baker,	Mr. Conrad,	Mr. Johnson,	Mr. Sellers,	
Bardwell,	Cross,	Jones,	Snyder,	
Bates,	Dakin,	Kelly,	Staples,	
Beecher,	Davis,	Kirkpatrick,	Stark,	
Beekman,	Dickson,	Long,	Sutton,	
Bentley,	Divine,	Malcolm,	Swift,	
Boynton,	Dodge,	Markey,	Town,	
Brant,	Estate,	Mason,	Ulrich,	
Brown,	Gardner,	McOlelend,	Walthew,	
Campbell,	Gibbs,	McCormick,	Wellman,	
Cannon,	Hammond,	North,	Wood,	
Case, J. A.,	Hankerd,	Oviatt,	Woodruff,	
Case, O. N.,	Harper,	Post,	Wright,	
Chapman,	Hayes,	Potter,	Speaker,	59
Collins,	Howell,	Powers,		
NAYS.				

Mr. Carlton,	Mr. Holman,	Mr. Manwaring,	Mr. Williams,	4
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Title agreed to.

The Speaker called the Speaker *pro tem.* to the chair.

House bill No. 693 (File 362), entitled

A bill to authorize the board of control of State swamp lands to cause the removal of jams or rafts of floodwood, and deepen the channel where necessary in and from Newton creek, in the township of Alpena, in the county of Alpena, and to appropriate not exceeding three sections of State swamp land to defray the cost thereof,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Hampton moved to amend the bill by inserting in line 6, section 1, after the words "swamp land," the words "in the county of Alpena,"

Which motion did not prevail, two-thirds of all the members not voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Cross,	Mr. Howell,	Mr. Richardson,
Bardwell,	Orozer,	Jones,	Snyder,
Bates,	Davis,	Kelly,	Staples,
Beecher,	Divine,	Kirkpatrick,	Stark,
Beekman,	Dodge,	Lincoln,	Sutton,
Bentley,	Egan,	Malcolm,	Swift,
Boynton,	Eldred,	McCormick,	Town,
Brown,	Gibbs,	McKie,	Voorhees,
Carlton,	Gleason,	McNabb,	Wellman,
Case, A. T.,	Hammond,	North,	Wiggins,
Case, J. A.,	Hankerd,	O'Keefe,	Williams,
Clark,	Harper,	Parkhurst,	Wood,
Collins,	Hayes,	Post,	Woodruff,
Conrad,	Holman,	Potter,	Wright,
Coomer,	Houk,	Powers,	Speaker
Cossitt,			<i>pro tem.</i> , 61

## NAYS.

Mr. Brant,	Mr. Dakin,	Mr. Johnson,	Mr. Oviatt,
Cannon,	Dickson,	Long,	Ulrich,
Case, O. N.,	Gardner,	Manwaring,	Walthew,
Chapman,	Hampton,	Markey,	

15

Title agreed to.

Senate bill No. 383 (File No. 137), entitled

A bill to authorize and empower the board of supervisors of Jackson county and the Jackson county agricultural society to sell the grounds in the city of Jackson known as the fair grounds, and to purchase other grounds to be used as public grounds and grounds for holding agricultural and other fairs.

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Hankerd,

The bill was laid on the table.

The Speaker resumed the chair.

House bill No. 40 (File No. 381), entitled

A bill to incorporate the public schools of the village of Ovid, Clinton county,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Dakin,	Mr. Kirkpatrick,	Mr. Sellers,
Bardwell,	Davis,	Lincoln,	Snyder,
Bates,	Divine,	Long,	Staples,
Beecher,	Dodge,	Makelim,	Stark,
Beekman,	Egan,	Manwaring,	Sutton,
Bentley,	Eldred,	Mason,	Swift,
Boynton,	Gardner,	McCormick,	Town,
Brant,	Gibbs,	McNabb,	Ulrich,
Brown,	Gleason,	North,	Voorhees,
Carlton,	Hammond,	O'Keefe,	Webber,
Case, A. T.,	Hampton,	Oviatt,	Wellman,

Mr. Case, J. A.	Mr. Hanker, d,	Mr. Parkhurst,	Mr. Williams,	
Case, O. N.,	Harper,	Post,	Wood,	
Collins,	Hayes,	Potter,	Woodruff,	
Conrad,	Houk,	Powers,	Wright,	
Cossitt,	Johnson,	Richardson,	Speaker,	
Crozer,	Kelly,			66

## NAYS.

Mr. Cannon,	Mr. Holman,	Mr. Howell,	3
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Title agreed to.

On motion of Mr. Voorhees,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 195 (File No. 218), entitled

A bill to provide for the appointment of a State live stock sanitary commission and a State veterinarian, and to prescribe their powers and duties, and to prevent and suppress contagious and infectious diseases among the live stock of the State,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Dakin,	Mr. Lincoln,	Mr. Rumsey,	
Baker,	Davis,	Makelim,	Sellers,	
Bardwell,	Divine,	Malcolm,	Staples,	
Bates,	Dodge,	Markey,	Sutton,	
Beecher,	Egan,	Mason,	Swift,	
Beekman,	Eldred,	McCormick,	Ulrich,	
Bentley,	Estee,	McGregor,	Voorhees,	
Black,	Gardner,	McNabb,	Walthew,	
Brown,	Gibbs,	North,	Webber,	
Carlton,	Gleason,	O'Keefe,	Wellman,	
Case, A. T.,	Holman,	Oviatt,	Wiggins,	
Chapman,	Houk,	Parkhurst,	Wood,	
Conrad,	Johnson,	Post,	Woodruff,	
Cossitt,	Jones,	Powers,	Wright,	
Cross,	Kelly,	Richardson,	Speaker,	
Crozer,	Kirkpatrick,			62

## NAYS.

Mr. Brant,	Mr. Dickson,	Mr. Harper,	Mr. Long,	
Cannon,	Hammond,	Hayes,	Town,	
Case, O. N.,	Hanker, d,	Howell,	Williams,	12

Title agreed to.

House bill No. 59 (File No. 14), entitled

A bill to equalize State bounties to volunteers in the late war of the rebellion,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Crozer moved to amend the bill by inserting in line 5, section 1, after the word "who," the words "volunteered and,"

Pending which,

On motion of Mr. Crozer,  
The bill was laid on the table.

MOTIONS AND RESOLUTIONS.

Mr. Adams offered the following :

WHEREAS, we have, with deep regret, learned of the death of the Hon. Allen Potter, a distinguished citizen, a member of the Legislature of 1857-8, a former member of Congress from the fourth district of this State, and fully appreciating that in his death the State suffers an irreparable loss; therefore, be it

*Resolved*, the Senate concurring, That we sincerely mourn the loss of Allen Potter to the State and the community where he lived, and desiring publicly to express our appreciation of the purity of his public, as well as the virtues of his private life;

*Resolved*, That in token of our regard, the flag of our country be placed at half mast on the capitol of this State, as an emblem of private and of public mourning, and remain in that position during the day;

*Resolved*, That we tender our warmest sympathies to the family and friends of the deceased, and that the Governor of this State be requested to transmit a copy of these resolutions to his widow.

On motion of Mr. Adams,

The rule requiring concurrent resolutions to lay over one day, was suspended, and

The resolutions were adopted by an unanimous rising vote.

On motion of Mr. Voorhees,

The House took a recess until 2 o'clock P. M.

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AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the order of

MOTIONS AND RESOLUTIONS.

Mr. Brown moved to take from the table

House bill No. 492 (File No. 383), entitled

A bill to amend sections 4 and 7 of chapter 3, section 5 of chapter 11, and to repeal section 14 of chapter 12 of act No. 10 of the session laws of 1882, being an act to amend sections 4, 5, and 8 of chapter 2, sections 4 and 7 of chapter 3, section 3 of chapter 4, and sections 5 and 13 of chapter 11, and to add a new section to chapter 12 to stand as section 14 of act No. 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, and improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State," approved June 8, 1881;

Which motion prevailed.

On motion of Mr. Brown,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on public health:

The committee on public health, to whom was referred

Senate bill No. 82 (File No. 93), entitled

A bill to regulate the practice of pharmacy in the State of Michigan;

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

HIRAM H. BARDWELL, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Hampton moved to discharge the special order from the further consideration of

House bill No. 113 (File No. 348), entitled

A bill to regulate the manner in which insurance companies not organized under the laws of this State, but doing business within it, shall transact their business;

Which motion prevailed.

On motion of Mr. Hampton,

The bill was referred to the committee of the whole, and placed at the head of the general order.

Mr. Crozer moved to take from the table

House bill No. 59 (File No. 14), entitled

A bill to equalize state bounties to volunteers in the late war of the rebellion;

Which motion prevailed.

The question being on the motion to amend the bill by inserting in line 5, section 1, after the word "who" the words "volunteered and;"

The amendment was not agreed to, two-thirds of all the members present not voting therefor.

The question being on the passage of the bill,

The Speaker announced that while reluctant to do so, he felt obliged to hold that the bill, from its terms required a two-thirds vote for its passage; a "bounty" being a "gift," and that too for a private purpose. Under the terms of the constitution he did not feel at liberty to rule otherwise.

The bill was then passed, a two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baker,	Mr. Coomer,	Mr. Houk,	Mr. Rumsey,
Bardwell,	Cossitt,	Jones,	Sellers,
Barry,	Crozer,	Kelly,	Snyder,
Bates,	Dakin,	Kirkpatrick,	Staples,
Beecher,	Davis,	Lincoln,	Stark,
Beekman,	Dickson,	Makelim,	Sutton,
Bentley,	Diekema,	Mason,	Ulrich,
Black,	Divine,	McCormick,	Voorhees,
Blacker,	Dodge,	McGregor,	Watson,
Cannon,	Eldred,	McKie,	Weiss,
Carlton,	Estee,	McNabb,	Wellman,
Case, A. T.,	Gardner,	O'Keefe,	Wiggins,
Case, J. A.,	Gibba,	Oviatt,	Wood,

Mr. Case, O. N., Chapman, Coleman, Conrad,	Mr. Hammond, Hampton, Harper, Hayes,	Mr. Parkhurst, Post, Powers, Richardson,	Mr. Woodruff, Wright, Speaker.	67
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## NAYS.

Mr. Adams, Boynton, Campbell,	Mr. Cross, Gleason, Hankerd,	Mr. Holman, Johnson, Markey,	Mr. North, Swift,	11
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Title agreed to.

On motion of Mr. Oviatt,

House bill No. 10 (File No. 837), entitled

A bill to revise and consolidate the laws relative to the State Prison and to the House of Correction and Reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent therewith,

Was continued to the special order for Thursday, May 14, at 2 P. M., two-thirds of all the members present voting therefor.

## GENERAL ORDER.

On motion of Mr. Oviatt,

The House went into committee of the whole, on the general order.

Whereupon the Speaker called Mr. Oviatt to the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following:

1. House bill No. 113 (File No. 848), entitled

A bill to regulate the manner in which insurance companies not organized under the laws of this State, but doing business within it, shall transact their business;

2. Senate bill No. 201 (File No. 64), entitled

A bill to extend aid to the University of Michigan, and to repeal section 1 of act No. 32 of the session laws of 1873, being section 4944 of Howell's Annotated Statutes;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

GEORGE OVIATT, *Chairman*.

Report accepted and committee discharged.

The two named bills were placed on the order of third reading.

On motion of Mr. Walthew,

The House adjourned.

*Lansing, Wednesday, May 13, 1885.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Rev. Mr. Ford.

Roll called: quorum present.

Absent without leave: Messrs. Black, Coleman, Harper, Webber, Williams, and Wilson.

On motion of Mr. Conrad,

Leave of absence was granted to Mr. Voorhees for the day.

On motion of Mr. Sutton,

Leave of absence was granted to Mr. Harper for the morning.

On motion of Mr. Cossitt,

Leave of absence was granted to Mr. Potter for the day.

On motion of Mr. Sellers,

Leave of absence was granted to Mr. Webber for the morning.

On motion of Mr. Lincoln,

Leave of absence was granted to Mr. Black for the day.

#### PRESENTATION OF PETITIONS.

No. 945. By Mr. Wellman: Protest of E. G. Spaulding, W. L. Jenks, H. C. Hope and thirty others, of Port Huron, against the passage of the Hampton insurance bill;

Referred to the committee on insurance.

No. 946. By Mr. Sutton: Remonstrance of O. Waite, C. S. Smith and 66 other residents of Dexter, Washtenaw county, against House bill No. 581 relative to regulating and licensing roller skating rinks;

Referred to the committee on State affairs.

No. 947. By Mr. Blacker: Remonstrance of Geo. Tuxworth, Joseph Barber, and 242 others, residents of Manistee county, against House bill 581, relative to regulating and licensing roller skating rinks;

Referred to the committee on State affairs.

No. 948. By Mr. Blacker: Petition of Evelyn W. Peters, Susan McPherson, Mary A. Fanfield, and 163 others, praying for woman's suffrage in municipal affairs;

Referred to committee on elections.

No. 949. By Mr. Blacker: Petition of Mrs. O. C. Hawley, Mrs. Nels Johnson, Mrs. L. F. Stansell, and 182 others, praying for woman suffrage in municipal affairs;

Referred to committee on elections.

No. 950. By Mr. Johnson: Remonstrance of R. M. Flack, F. A. Knapp, and 99 other residents of Constantine, St. Joseph county, against House bill 581, relative to regulating and licensing roller skating rinks;

Referred to committee on State affairs.

No. 951. By Mr. Johnson: Remonstrance of H. E. Rogers, T. E. Clapp, and 86 other residents of White Pigeon, St. Joseph county, against the passage of House bill 581 relative to regulating and licensing roller skating rinks;

Referred to committee on State affairs.



No. 952. By Mr. Parkhurst: Communication from the Brodhead Post, G. A. R., of Paw Paw, relative to a soldiers' home.

On demand of Mr. Parkhurst,

The communication was read at length, and spread at large on the Journal, as follows:

PAW PAW, MICH., May 12, 1885.

*Hon. J. G. Parkhurst, Lansing, Mich.:*

DEAR SIR—Some time since blank petitions for establishing a Soldiers' Home in this State were extensively circulated and signed among the G. A. R. Posts in this vicinity. Among others forwarded was one signed by members of Brodhead Post No. 31, of this place.

At that time I may say nothing was understood in regard to the matter. Since learning the state of affairs, in regard to accommodations, etc., for soldiers at Harper Hospital, there has been quite a change here in our Post, and the members now feel that it would be an unwise move and a waste of public money to erect new buildings, as long as needy soldiers can be cared for at Harper Hospital at a very low figure. Acting under this idea, Brodhead Post No. 31, at a meeting last evening, instructed me to advise you of the feeling here so that you might understand that the old soldiers of this Post, at least, are not in favor of the project of appropriating large sums of money to build new buildings in a case like this, entirely unnecessary.

Will you please show this to Messrs. Monroe and Cross, and take such action as you deem best in regard to it. Truly yours,

M. U. RICHARDSON;

*Adjutant Brodhead Post No. 31, G. A. R.*

Referred to the select committee on Soldiers' Home.

No. 953. By Mr. Beecher: Remonstrance of R. N. Niles, Wm. Root and 54 other residents of Flushing, Genesee county, against House bill 581, relative to regulating and licensing roller skating rinks;

Referred to committee on State affairs.

No. 954. By Mr. Jones: Petition of 28 of the principal business firms of Mecosta county, opposed to the passage of the Hampton insurance bill;

Referred to committee on insurance.

No. 955. By Mr. Barry: Resolution of Sanctuary of L. A., No. 2615, K. of L., relative to passage of House bill No. 192.

On demand of Mr. Barry,

The resolution was read at length and spread at large on the Journal, as follows:

EAST SAGINAW, May 12, 1885. }

*Sanctuary of L. A. No. 2615, K. of L. }*

*To the Honorable Members of the Legislature of the State of Michigan:*

GENTLEMEN—At the regular meeting of L. A. No. 2615, held last evening, the following preamble and resolutions were unanimously adopted:

WHEREAS, The practice of paying employes with store orders, scrip, etc., in lieu of the lawful money of the country, is detrimental to the interests of the workingmen of this State; therefore, be it

*Resolved*, That the members of Local Assembly No. 2615, Knights of Labor, do request of the members of the Legislature the passage of House

bill No. 192, prohibiting the payment of employes in other than the lawful money of the country.

[SEAL.]

Respectfully submitted,

THOMAS SAGER, M. W.

WILLIAM C. STEWART, *Rec. Sec.*

Referred to the committee on labor interests.

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House joint resolution No. 25, entitled

A joint resolution to authorize the Governor of this State to sign and cause to be issued to whom it may concern a release of all the right, title, and interest of the State of Michigan in and to the w  $\frac{1}{2}$  of the s e  $\frac{1}{4}$  and the n e  $\frac{1}{4}$  of the s w  $\frac{1}{4}$  of section 15, in township 14 north, of range 4 west, Michigan, and to cause the same to be recorded in the office of the register of deeds for the county of Isabella, Michigan,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Estee,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Collins,	Mr. Houk,	Mr. Richardson,
Baker,	Conrad,	Johnson,	Sellers,
Bardwell,	Coomer,	Jones,	Snyder,
Barry,	Cross,	Kelly,	Staples,
Bates,	Crozer,	Kirkpatrick,	Stark,
Beecher,	Davis,	Long,	Sutton,
Beekman,	Dickson,	Makelim,	Swift,
Bentley,	Divine,	Malcolm,	Town,
Blacker,	Dodge,	Mason,	Ulrich,
Boynton,	Egan,	McClelland,	Walthew,
Brandon,	Eldred,	McCormick,	Watson,
Campbell,	Estee,	McGregor,	Weiss,
Cannon,	Gardner,	McKie,	Wellman,
Carlton,	Gibbs,	North,	Wiggins,
Case, A. T.,	Gleason,	Oviatt,	Wood,
Case, J. A.,	Hampton,	Parkhurst,	Woodruff,
Case, O. N.,	Hankerd,	Post,	Wright,
Chapman,	Hayes,	Powers,	Speaker 72

#### NAYS.

0

Title agreed to.

On motion of Mr. Estee,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on railroads:

The committee on railroads, to whom was referred

House bill No. 569 (File No. 228) entitled

A bill to amend section 6559 of chapter 205, of the compiled laws of 1871, being compiler's section, of Howell's compilation of laws of Michigan, No. 8147, relative to process of service on railroad companies,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, with an amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

ALONZO C. DAVIS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Dickson,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on railroads:

The committee on railroads, to whom was referred

House bill No. 127, entitled

A bill to protect passengers upon the train railroads operated within the State of Michigan,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, recommending that it do not pass, and ask to be discharged from the further consideration of the subject.

ALONZO C. DAVIS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Barry,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on railroads:

The committee on railroads, to whom was referred

House bill No. 399 (File No. 222), entitled

A bill to prevent the injury or destruction of baggage,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, recommending that it do not pass, and ask to be discharged from the further consideration of the subject.

ALONZO C. DAVIS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Oviatt,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on railroads:

The committee on railroads, to whom was referred

House bill No. 557 (File No. 225), entitled

A bill to provide for the acquisition of the right of way by railroads in certain cases;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, recommending that it do not pass, and ask to be discharged from the further consideration of the subject.

ALONZO C. DAVIS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Bates,

The bill was laid on the table.

By the committee on railroads:

The committee on railroads to whom was referred

House bill No. 556 (File No. 224), entitled

A bill to amend act No. 123, session laws of 1867, the same being compiler's section 3426, Howell's Annotated Statutes, relative to railroad companies,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, recommending that it do not pass, and ask to be discharged from the further consideration of the subject.

ALONZO C. DAVIS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Beecher,

The bill was laid on the table.

By the committee on railroads:

The committee on railroads, to whom was referred

House bill No. 558 (File No. 229), entitled

A bill to define the rights of directors and stockholders of railroads operated by other companies,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, recommending that it do not pass, and ask to be discharged from the further consideration of the subject.

ALONZO C. DAVIS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Beecher,

The bill was laid on the table.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 332 (File No. 226), entitled

A bill to regulate freight tariffs, to provide for a uniform classification of freights and maximum freight rates, and to prevent unjust discrimination in charges of toll or compensation for the transportation of freights upon the railroads in this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ALONZO C. DAVIS, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

Senate bill No. 242 (File No. 149), entitled

A bill to amend section 2 of chapter 4 of act No. 326 of the session laws of 1888, entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

Senate bill No. 328, entitled

A bill to incorporate the village of Frankfort,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. A. T. Case,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Collins,	Mr. Jones,	Mr. Post,	
Baker,	Conrad,	Kelly,	Powers,	
Bardwell,	Cross,	Kirkpatrick,	Richardson,	
Barry,	Crozer,	Lincoln,	Rumsey,	
Bates,	Davis,	Long,	Snyder,	
Beecher,	Dickson,	Manwaring,	Staples,	
Beekman,	Divine,	Markey,	Stark,	
Bentley,	Dodge,	Mason,	Sutton,	
Blacker,	Egan,	McClelend,	Swift,	
Boynton,	Eldred,	McCormick,	Town,	
Brandon,	Estee,	McGregor,	Ulrich,	
Brown,	Gardner,	McKie,	Walthew,	16
Campbell,	Gibbs,	McNabb,	Weiss,	
Cannon,	Hammond,	North,	Wiggins,	
Carlton,	Hampton,	O'Keefe,	Wood,	
Case, A. T.,	Hankerd,	Oviatt,	Woodruff,	
Case, J. A.,	Hayes,	Parkhurst,	Speaker,	
Case, O. N.,	Johnson,			70

#### NAYS.

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Title agreed to.

On motion of Mr. A. T. Case,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on ways and means:

The committee on ways and means, to whom was referred  
House bill No. 361, entitled

A bill making an appropriation for the State board of fish commissioners,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Dickson,

The House concurred in the amendments made to the bill by the committee. The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on supplies and expenditures:

The committee on supplies and expenditures, to whom was referred

The bill of Charles Reeves,

To washing 189 towels at 5c each—\$9.45,

Respectfully report that they have examined the same, found it correct, and have directed me to report the same back to the House, and recommend that it be allowed, and ask to be discharged from the further consideration of the subject.

HUGH MCLELEND, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Oviatt,

The bill was allowed and ordered paid.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Concurrent resolution relative to the appointment of the Hon. G. V. N. Lothrop Minister to Russia;

Also,

House bill No. 689 (File No. 141), entitled

A bill making an appropriation of State swamp lands to aid the county of Gratiot in improving the channel of Maple river, and to authorize a tax to complete the same, and to repeal act No. 50 of the session laws of 1881, entitled "An act to authorize the board of control of State swamp lands to make an appropriation of swamp lands to remove bars and obstructions in Maple river, in the counties of Clinton and Gratiot," approved March 26, 1881,

R. J. DICKSON, *Chairman*.

Report accepted.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 667, entitled

A bill to amend section 4 of chapter 11, relative to the general duties of commissioners and overseers, of title 9 relative to highways, bridges, private roads, and ferries, being compiler's section No. 1415 of Howell's Annotated Statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment

and without recommendation, and ask to be discharged from the further consideration of the subject.

JAMES W. McCORMICK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wright,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
Lansing, May 12, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[House concurrent resolution No. 5]

Relating to the appointment of Hon. G. V. N. Lothrop as Minister to Russia;

Also,

[House bill No. 692, being]

An act to organize the township of Case in the county of Presque Isle;

Also,

[House bill No. 37 (File No. 182), being]

An act to amend sections 4 and 5 of an act entitled "An act to provide for the construction and maintenance of stone or macadamized roads in Bay county," approved April 24, 1883;

Also,

[House bill No. 235 (File No. 128), being]

An act to amend section 45 of chapter 158 of the compiled laws of 1871, relative to the payment of debts and legacies of deceased persons, the same being section 5932 of Howell's Annotated Statutes.

R. A. ALGER, *Governor.*

The message was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, May 12, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bills:

1. House bill No. 261 (File No. 236), entitled,

A bill to amend section 6 of act number 39 of the session laws of 1855, being consecutive section number 4373 of Howell's Annotated Statutes, relative to the appointment of State visitors to incorporated institutions of learning;

2. House bill No. 62 (File No. 22), entitled

A bill to amend sections 442 and 443 of the compiled laws of 1871, relating to the common jurisdiction of certain counties;

3. House bill No. 101 (File No. 38), entitled

A bill requiring parties to civil suits in circuit courts to file a bill of particulars of their respective demands in certain cases;

In the passage of which the Senate has concurred by a majority vote of all

the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

On motion of Mr. Mason,

By a vote of two-thirds of all the members elect, the first two named bills were ordered to take immediate effect.

The three named bills were referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, May 12, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bills:

1. House bill No. 348 (File No. 253), entitled  
A bill to provide for the collection of apiarian statistics;

2. House bill No. 430 (File No. 248), entitled

A bill to amend section 1 of chapter 4 of act No. 164, session laws of 1881, being compiler's section 5078 of Howell's Annotated Statutes of 1882, as amended by act No. 9, session laws of 1883, relative to the organization of township boards of school inspectors;

3. House bill No. 167 (File No. 76), entitled

A bill to amend section 11 of chapter 263 of the compiled laws of 1871, being compiler's section 9593 of Howell's Annotated Statutes of Michigan of 1882, relative to inquests;

4. House bill No. 210 (File No. 81), entitled

A bill to make it a misdemeanor to unhitch any horse or team, or ride or drive the same away in certain cases;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The four named bills were referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, May 12, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 318 (File No. 211), entitled

A bill to provide for the introduction and use of automatic or other safety car couplers upon the railroads of this State;

2. Senate bill No. 105 (File No. 190), entitled

A bill to authorize the specific performance, by guardians of insane and incompetent persons, of contracts made by their wards for the conveyance of real estate;

3. Senate bill No. 206 (File No. 192), entitled

A bill to amend section 708 of the compiled laws of 1871, being section 746 of Howell's Annotated Statutes, "relating to the powers and duties of townships and election and duties of township officers;"



Which have passed the Senate, by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The first named bill was read a first and second time by its title and referred to the committee on railroads.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

The third-named was read a first and second time by its title, and referred to the committee on the towns and counties.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, May 12, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 23 (File No. 176), entitled

A bill to amend sections 3, 4, and 5 of chapter 1, of an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," being act No. 326 of the session laws of 1883, approved June 7, 1883, and to add 3 new sections to said chapter, to be known as sections 6, 7, and 8;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, May 12, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 279 (File No. 127), entitled,

A bill to amend compiler's section No. 5955 of compiled laws of 1871 of the laws of Michigan, the same being compiler's section 7526 of Howell's Annotated Statutes, relative to proof of demands in suit.

And to inform the House that the Senate has amended the same by striking out section two and inserting in lieu thereof the following, to stand as section two, viz.:

SEC. 2. In all trials, hearings, and proceedings in any cause or suit in any court, or before any officer, arbitrators, or referees, books of accounts, containing charges or entries for money paid, laid out, furnished, or lent, shall be received and admitted as evidence, and deemed to be evidence of such charges and entries, and that such moneys were so paid, laid out, furnished, or lent, as is in such books charged or entered, and of the liability of the person charged therefor, in the same manner and to the same extent as books of account containing charges for goods, wares, or merchandise sold and delivered, are received and admitted as evidence of sale and delivery of such goods and merchandise,

and of the liability of the person charged therefor: *Provided*, This section shall not apply to cases where persons acting or having acted as commission merchants or agents for the sale of produce, grain, or other property on commission, except as to the amount charged as commissions for selling, or buying such produce, grain or other property, unless accompanied by a voucher or receipt for the money so claimed to be laid out, lent, or furnished.

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

Laid over one day under the rules.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, May 12, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 128 (File No. 70), entitled

A bill to amend section 1 of chapter 32 of the compiled laws of 1871, entitled "An act to provide for the recording of town plats and for vacating the same in certain cases," being compiler's section No. 1344, as amended by act No. 108 of the session laws of 1873, and section 1, chapter 32, Howell's Annotated Statutes;

And to inform the House that the Senate has adopted a substitute for the same, entitled

A bill to amend sections 1 and 2, of chapter 32, of the compiled laws of 1871, entitled "An act to provide for the recording of town plats, and for vacating the same in certain cases," being compiler's section No. 1344, as amended by act No. 108 of the session laws of 1873, and section 1, of chapter 32, Howell's Annotated Statutes;

In the passage of which, as thus substituted the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

Laid over one day under the rules.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, May 12, 1885.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bills:

Senate bill No. 138, entitled

A bill to detach certain lands from the township of Portage, in the county of Houghton, and to attach the same to the township of Adams, in said county;

2. Senate bill No. 258 (File No. 229) entitled

A bill to amend sections 3, 6, and 33 of chapter 5, sections 1, 2, 3, 4, 5, and 6, and repeal sections 7 and 8 of chapter 10, amend sections 1, 3, 7, and 19 of chapter 22, sections 1, 4, and 14 of chapter 23, and section 2 of chapter 25 of act No. 358 of the session laws of 1875, entitled "An act to revise and amend the charter of the city of Jackson," approved April 24, 1875, as amended by the several acts amendatory thereof;

Which have passed the Senate by a majority vote of all the Senators elect and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

The first named bill was read a first and second time by its title, and  
On motion of Mr. Crozer,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baker,	Mr. Conrad,	Mr. Kirkpatrick,	Mr. Richardson,	
Bardwell,	Cross,	Lincoln,	Rumsey,	
Barry,	Crozer,	Long,	Sellers,	
Bates,	Davis,	Makelim,	Snyder,	
Beecher,	Dickson,	Malcolm,	Staples,	
Beekman,	Divine,	Manwaring,	Stark,	
Bentley,	Egan,	Markey,	Sutton,	
Blacker,	Gardner,	Mason,	Town,	
Boynton,	Gibbs,	McClelend,	Ulrich,	
Brown,	Gleason,	McCormick,	Walthew,	
Campbell,	Hammond,	McGregor,	Watson,	
Cannon,	Hampton,	McKie,	Wellman,	
Carlton,	Hankerd,	McNabb,	Wiggins,	
Case, A. T.,	Hayes,	North,	Wood,	
Case, J. A.,	Houk,	O'Keefe,	Woodruff,	
Case, O. N.,	Johnson,	Parkhurst,	Wright,	
Chapman,	Jones,	Post,	Speaker,	
Coleman,	Kelly,	Powers,		71
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NAYS.

Title agreed to.

On motion of Mr. Crozer,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The second named bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, May 12, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to re-return to the House the following bill:

House bill No. 256 (File No. 153), entitled

A bill to amend section 1 of act No. 142 of the session laws of 1883, being an act entitled "An act to provide for selecting petit jurors in the Upper Peninsula;"

Which the House this day re-transmitted to the Senate in accordance with the request of the Senate for the same;

And now to inform the House that the Senate has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

On motion of Mr. Mason,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

Mr. Wright moved to take from the table

House bill No. 383, entitled

A bill to provide for the boundaries of school districts Nos. 1 and 5 in the township of Rich, Lapeer county, Mich ;

Which motion prevailed.

On motion of Mr. Wright,

The bill was referred to the committee on municipal corporations.

#### THIRD READING OF BILLS.

House bill No. 113 (File No. 348), entitled

A bill to regulate the manner in which insurance companies not organized under the laws of this State, but doing business within it, shall transact their business,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Blacker moved that the bill be laid on the table.

The *viva voce* vote having been taken, the Speaker announced,

"The ayes seem to have it ; the ayes have it."

Mr. Cross demanded a division.

Mr. Hampton rose to a question of order, in that the result of the vote having been announced, it was incompetent for the Speaker to entertain a demand for a division.

The Speaker decided the point of order not well taken.

Mr. Hampton appealed from the ruling of the chair.

The question being, shall the decision of the Chair stand as the judgment of the House,

The Speaker announced that, as the result of previous controversies of this kind in this House, he felt obliged to hold that, no other business having intervened, it was proper to entertain the demand for a division.

The question having been stated,

Mr. Hampton demanded the yeas and nays.

The demand was not supported.

The vote being taken *viva voce*,

The decision of the Chair was ordered to stand as the judgment of the House.

A division then being had,

The motion to lay the bill on the table prevailed.

Senate bill No. 201 (File No. 64), entitled

A bill to extend aid to the University of Michigan, and to repeal section 1 of act No. 32 of the session laws of 1873, being section 4944 of Howell's Annotated Statutes,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Parkhurst,

The bill was laid on the table.

On motion of Mr. Parkhurst,

House bill No. 592 (File No. 336), entitled

A bill to prevent the manufacture and sale of intoxicating liquors as a beverage within this State,

Which had lapsed from the special order,

Was referred to and placed at the head of the general order.

#### GENERAL ORDER.

On motion of Mr. Parkhurst,

The House went into committee of the whole on the general order,

Whereupon the Speaker called Mr. A. T. Case to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

House bill No. 592 (File No. 336), entitled

A bill to prevent the manufacture and sale of intoxicating liquors as a beverage within this State,

And have directed their chairman to report the same back to the House with the recommendation that it be re-referred to the committee on liquor traffic.

A. T. CASE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Parkhurst,

The House concurred in the recommendation of the committee relative to the bill, and it was re-referred to the committee on liquor traffic.

On motion of Mr. McCormick,

The House took a recess until 2 o'clock P. M.

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#### AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

Mr. Rumsey moved to discharge the committee of the whole from the further consideration of

Senate bill No. 202 (File No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan;

Which motion prevailed.

On motion of Mr. Rumsey,

The bill was re-referred to the committee on ways and means.

On motion of Mr. Campbell,

The special order was discharged from the further consideration of

House bill No. 435 (File No. 193), entitled

A bill to amend sections 1, 2, 3, 5, 6, 7, 8, 9, 10, 11, 12, and 13, of chapter

12 of act No. 164, laws of 1881, and section 4 of same chapter and act, as amended by act No. 93, session laws of 1883, relating to the examination of teachers and supervision of schools; also to amend section 3 of chapter 4, and section 2 of chapter 5, of act No. 164, laws of 1881, relating to duties of township clerk and county clerk concerning school reports;

And the bill was placed on the general order.

#### GENERAL ORDER.

On motion of Mr. Gardner,

The House went into committee of the whole on the general order.

Whereupon the Speaker called Mr. Chapman to the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

1. Senate bill No. 285 (manuscript), entitled

A bill to suspend the operation of section 4024 of the compiled laws of 1871, being compiler's section 5478 of Howell's Annotated Statutes, in certain cases, for a period of five years from the first day of January, A. D. 1886;

2. House bill No. 340 (File No. 294), entitled

A bill to repeal act No. 59 of the laws of Michigan of 1873, entitled "An act to provide for municipal court in the city of Detroit, to be called the 'superior court of Detroit,'" and all acts amendatory or supplemental thereto, being sections 6535 and continuous sections constituting chapter 245 of Howell's Annotated Statutes of 1882, and to provide for the removal of the records of said superior court to the circuit court for the county of Wayne;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following:

3. House bill No. 69 (File No. 33), entitled

A bill to protect highway crossings over railroads by requiring railroad companies doing business within the State to remove embankments at such crossings, and for forty rods each way from such highways;

4. Senate bill No. 103 (File No. 173), entitled

A bill to amend section 18 of chapter 266 of the compiled laws of 1871, being section 9651 of Howell's Annotated Statutes;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following:

5. House bill No. 581 (File No. 366), entitled

A bill to license and regulate roller skating rinks;

And have directed their chairman to report the same back to the House with a substitute therefor, being

6. House bill No. 581 (File No. 365), entitled

A bill to license and regulate roller skating rinks,

Asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following:

7. House bill No. 435 (File No. 193), entitled

A bill to amend sections 1, 2, 3, 5, 6, 7, 8, 9, 10, 11, 12, and 13, of chapter 12, of act No. 164, laws of 1881, and section 4 same chapter and act, as amended by act No. 93, laws of 1883, relating to the examination of teachers

and supervision of schools; also to amend section 3, of chapter 4, and section 2, of chapter 5, of act No. 164, laws of 1881, relating to duties of township clerk and county clerk concerning school reports;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

A. R. CHAPMAN, *Chairman*.

Report accepted and committee discharged.

The first named bill was placed on the order of third reading.

Mr. Brant moved that the further consideration of the second named bill be indefinitely postponed,

Which motion did not prevail.

The bill was then placed on the order of third reading.

On motion of Mr. Voorhees,

The House concurred in the amendments made by the committee to the third and fourth named bills, and they were placed on the order of third reading.

On motion of Mr. Barry,

The House concurred in the action of the committee in substituting the sixth for the fifth named bill, and

The fifth named bill was laid on the table.

The sixth named bill was placed on the order of third reading.

The question being on concurring in the action of the committee in striking out all after the enacting clause of the seventh named bill,

On motion of Mr. Campbell,

The bill was re-referred to the committee on education.

Mr. Richardson moved to take from the table

House bill No. 531 (File No. 274), entitled

A bill to create a commissioner of toll roads and toll bridges;

Which motion prevailed.

On motion of Mr. Richardson,

The bill was re-referred to the committee on roads and bridges.

By the committee on ways and means:

The committee on ways and means, to whom was referred

Senate bill No. 227 (File No. 183), entitled

A bill making an appropriation for the State Industrial Home for Girls for the years 1885 and 1886,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Rumsey,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered re-printed, referred to the committee of the whole, and placed on the general order.

On motion of Mr. Oviatt,

The House adjourned.

*Lansing, Thursday, May 14, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Brown.

Roll called: quorum present.

Absent without leave: Messrs. Blacker, Carlton, Conrad, Cossitt, Dunbar, and Wright.

On motion of Mr. Voorhees,

Leave of absence was granted to Mr. Conrad until Monday next.

On motion of Mr. Lincoln,

Leave of absence was granted to Mr. Blacker until Monday next.

On motion of Mr. Potter,

Leave of absence was granted to Mr. Cossitt for the day.

On motion of Mr. O. N. Case,

Leave of absence was granted to Mr. Carlton for the morning.

On motion of Mr. Baker,

Leave of absence was granted to Mr. Dunbar for the day.

On motion of Mr. Barry,

Leave of absence was granted to himself for the day.

On motion of Mr. Makelim,

Leave of absence was granted to Mr. O'Keefe for the day.

#### PRESENTATION OF PETITIONS:

No. 956. By Mr. Lincoln: Communication relative to taxation of roller skating rinks.

On demand of Mr. Lincoln,

The communication was read at length, and spread at large on the Journal, as follows:

*CASEVILLE, May 11, 1885.*

*Hon. L. E. Lincoln, Lansing, Mich.:*

DEAR SIR—I see by the papers that there is a bill introduced, and likely to become a law, compelling skating rinks to pay a tax from \$25 to \$100 per year. If there was ever a bill introduced to take away the liberties of the people this is one of them. "A place of innocent amusement to be taxed." Why not have it apply to skating on ice as well, and the man who has the most money can control the whole business. It seems that the church and saloons, in their war against the rinks, are about to gain their end. We are taxed on what we eat, what we wear, what we drink—the children's pet, "a dog"—and now we are to be taxed if we "laugh." Go back to the blue laws and tax a man if he kisses his wife and children. The poor are not able to occupy a seat in a theater, they are for the rich to enjoy. Pass laws against communism, but one such act as this, to tax a place of amusement that even the poor are able to enjoy, and you will make communists instead of decreasing them. I hope you cannot support this bill.

Yours truly,

L. S. JOHNSON.

Referred to committee on State affairs.



## REPORTS OF STANDING COMMITTEES.

By the committee on roads and bridges :

The committee on roads and bridges, to whom was re-referred

House bill No. 531, (File No. 274), entitled,

A bill to create a commission of toll roads and toll bridges ;

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to create a commissioner of toll roads and toll bridges, being supplemental to chapter 96 of Howell's General Statutes, compilation of 1882, and to amend section 40 of said chapter 96,

Recommending that the substitute be concurred in, and printed, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JAMES W. McCORMICK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McCormick,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered reprinted, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was referred

Senate bill No. 111 (File No. 186), entitled

A bill to amend section 14 of an act relative to burying grounds, approved February 12, 1855, being section 4741 Howell's Annotated Statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

FREE ESTEE, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was referred

House bill No. 466, entitled

A bill to regulate annual and general elections,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

FREE ESTEE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Rumsey,

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on ways and means :

The committee on ways and means, to whom was referred

Senate bill No. 169 (File No. 155), entitled

A bill to amend sections 2 and 7 of act No. 169, of the public acts of 1881, to increase the salary of the State Librarian,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Snyder,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on federal relations: -

The committee on federal relations, to whom was referred

House joint resolution No. 10, entitled

Joint resolution asking our Senators and Representatives in Congress to vote and use their influence to secure the passage of the "Reagan inter-state commerce bill" as it recently passed the House of Representatives of the United States,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

T. G. HOUK, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Gibbs,

The joint resolution was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 124 (File No. 894), entitled

A bill relating to telephone companies and to regulate the use and rental of telephones in this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

Senate bill No. 202 (Senate file No. 65), and substitute, entitled

A bill making an appropriation for the use and maintenance of the University of Michigan,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, with amendments to the substitute, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Bates,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 256 (File No. 153), entitled

A bill to amend section 1 of act No. 142 of the session laws of 1883, being an act entitled "an act to provide for selecting petit jurors in the upper peninsula so as to include the county of Manitou;"

Also,

House bill No. 62 (File No. 22), entitled

"A bill to amend sections 442 and 443, of the compiled laws of 1871, relating to the common jurisdiction of certain counties;"

Also,

House bill No. 261 (File No. 236), entitled

A bill to amend section 6 of act number 39 of the session laws of 1855, being consecutive section number 4378 of Howell's Annotated Statutes, relative to the appointment of State visitors to incorporated institutions of learning;

Also,

House bill No. 210 (File No. 81), entitled

A bill to make it a misdemeanor or unhitch any horse or team, or ride or drive the same away in certain cases.

R. J. DICKSON, *Chairman.*

Report accepted.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report, as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 348 (File No. 253), entitled

A bill to provide for the collection of apiarian statistics;

Also,

House bill No. 430 (File No. 248), entitled

A bill to amend section 1 of chapter 4 of act No. 164, Session Laws of 1881, being compiler's section 5078 of Howell's Annotated Statutes of 1882, as amended by act No. 9, Session Laws of 1883, relative to the organization of township boards of school inspectors.

R. J. DICKSON, *Chairman.*

Report accepted.

#### MESSAGE FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
Lansing, May 13, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[House bill No. 689, File No. 141, being]

An act making an appropriation of State swamp lands to aid the county of Gratiot in improving the channel of Maple river, and to authorize a tax to complete the same, and to repeal act No. 50 of the session laws of 1881, entitled "An act to authorize the board of control of State swamp lands to make an appropriation of swamp lands to remove bars and obstructions in Maple river, in the counties of Clinton and Gratiot," approved March 26, 1881;

Also,

[House bill No. 256, File No. 153, being]

An act to amend section 1 of act No. 142 of the session laws of 1883, being an act entitled "An act to provide for selecting petit jurors in the upper peninsula," so as to include the county of Manitou.

R. A. ALGER, *Governor.*

The message was laid on the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, May 13, 1885. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following bill:

House bill No. 246 (File No. 262), entitled

A bill to change the names of certain streets in Bay City,

In the passage of which, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, May 13, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 414 (File No. 363), entitled

A bill to provide for the taking of private property for the public use, and for the opening, extending, widening, and straightening of streets and alleys in the city of Detroit;

And to inform the House that the Senate has amended the title to the same, by adding at the end thereof the words:

"And to repeal act No. 281 of the session laws of 1883, being an act entitled 'An act to provide for the taking of private property for the public use, and for the opening of streets and alleys by the city of Detroit.'"

In the passage of which, with the title so amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The question being on concurring in the amendment made by the Senate to the title,

The House concurred.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, May 13, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to request the House to return the following bill:

House bill No. 128 (File No. 70), entitled

A bill to amend section 1 of chapter 32 of the compiled laws of 1871, entitled "An act to provide for the recording of town plats, and for vacating the same in certain cases," being compiler's section No. 1344, as amended by act No. 108 of the session laws of 1873, and section 1 of chapter 32, Howell's Annotated Statutes,

For which the Senate adopted a substitute entitled

A bill to amend sections 1 and 2 of chapter 32 of the compiled laws of 1871, entitled "An act to provide for the recording of town plats, and for vacating the same in certain cases," being compiler's section 1344, as amended by act No. 108 of the session laws of 1873, and section 1, chapter 32, Howell's Annotated Statutes.

Very respectfully,  
 LEWIS M. MILLER,  
*Secretary of the Senate.*

On motion of Mr. Boynton,

The bill was ordered returned to the Senate in accordance with the request. The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, May 13, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following concurrent resolution:

WHEREAS, we have with deep regret learned of the death of the Hon. Allen Potter, a distinguished citizen, a member of the Legislature of 1857-8, a former member of Congress from the fourth district of this State, and fully appreciating that in his death the State suffers an irreparable loss; therefore be it

*Resolved*, the Senate concurring, That we sincerely mourn the loss of Allen Potter to the State and the community where he lived, and desiring publicly to express our appreciation of the purity of his public, as well as the virtues of his private life;

*Resolved*, That in token of our regard, the flag of our country be placed at half mast on the capitol of this State, as an emblem of private and of public mourning, and remain in that position during the day;

*Resolved*, That we tender our warmest sympathies to the family and friends of the deceased, and that the Governor of this State be requested to transmit a copy of these resolutions to his widow;

In the adoption of which the Senate has unanimously concurred by a rising vote.

Very respectfully,  
 LEWIS M. MILLER,  
*Secretary of the Senate.*

The concurrent resolution was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, May 13, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 303 (File No. 204), entitled

A bill to require the filing for record of notice of suits at law affecting the title to real estate;

2. Senate bill No. 156 (File No. 210), entitled

A bill to amend act No. 408 of the session laws of 1871, being an act entitled "An act to organize the union school district of the township of Rogers;"

3. Senate bill No. 353 (File No. 201), entitled

A bill to amend section 4304 of the compiled laws of 1871, being section 5774 of Howell's Annotated Statutes, relative to determination of all estates at will or by sufferance;

4. Senate bill No. 302 (File No. 202), entitled

A bill to provide for the filing of any contract or lease, or a true copy thereof, which contract or lease contains a provision that the vendee or lessee may become the owner of goods and chattels, but the vendor or lessor shall or may retain the title thereto or a lien thereon until the same shall be fully paid for;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on education.

The third named bill was read a first and second time by its title and referred to the committee on judiciary.

The fourth named bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following:

SENATE CHAMBER. }  
Lansing, May 13, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 129 (File No. 45), entitled

A bill providing for the employment and defining the duties and fixing the compensation of a stenographer for the fourth judicial circuit, State of Michigan;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

Mr. Brandon, by unanimous consent, moved to take from the table House bill No. 601 (File No. 343), entitled

A bill to provide for the preparation, publication, and distribution of a legislative manual, annually;

Which motion prevailed.

The question being on the passage of the bill,

Mr. Brandon moved to amend the bill by striking out at the beginning of line 35 the word "and," and inserting after the word "officers" the words "and employes;"

Which motion prevailed, two-thirds of all the members present voting therefor.

Mr. Holman moved to amend the bill by inserting after the word "State," where it first occurs in line 41, the words "each high school in the State;"

Which motion prevailed, two-thirds of all the members present voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Coomer,	Mr. Houk,	Mr. Snyder,
Baker,	Crozer,	Kelly,	Staples,
Bardwell,	Davis,	Kirkpatrick,	Stark,
Beecher,	Diekema,	Makelim,	Sutton,
Bentley,	Divine,	Manwaring,	Ulrich,
Brandon,	Egan,	Mason,	Waltz,
Brant,	Eldred,	McKie,	Webber,
Campbell,	Ford,	McNabb,	Wellman,
Cannon,	Gardner,	Oviatt,	Wiggins,
Carlton,	Hammond,	Post,	Williams,
Case, O. N.,	Hampton,	Potter,	Wilson,
Coleman,	Harper,	Richardson,	Wood,
Collins,	Holman,	Sellers,	Woodruff, 52

#### NAYS.

Mr. Bates,	Mr. Dodge,	Mr. Lincoln,	Mr. Parkhurst,
Beekman,	Gibbs,	Long,	Rumsey,
Black,	Gleason,	Malcolm,	Swift,
Boynton,	Hayes,	McClelland,	Town,
Case, A. T.,	Howell,	McGregor,	Voorhees,
Cross,	Jones,	North,	Weiss,
Dickson,			25

Title agreed to.

Mr. Parkhurst, by unanimous consent, moved to take from the table Senate bill No. 201 (File No. 64), entitled

A bill to extend aid to the University of Michigan, and to repeal section 1 of act No. 32 of the session laws of 1873, being section 4944 of Howell's Annotated Statutes;

Which motion prevailed.

The question being on the passage of the bill,

The bill having been read a third time, pending the taking of the vote thereon,

Mr. Campbell moved to strike out the enacting words of the bill.

Discussion having proceeded at some length,

Mr. Davis demanded the previous question.

The demand was seconded.

Mr. Campbell demanded the yeas and nays on the question of striking out the enacting words of the bill :

The demand was seconded.

The question being shall the main question be now put,

The same was ordered.

The motion to strike out the enacting words of the bill did not then prevail by yeas and nays as follows :

## YEAS.

Mr. Bates,	Mr. Holman,	Mr. McCormick,	Mr. Snyder,
Beekman,	Houk,	McGregor,	Swift,
Boynton,	Johnson,	McKie,	Ulrich,
Campbell,	Jones,	Northwood,	Walthew,
Cannon,	Lincoln,	Oviatt,	Watson,
Case, A. T.,	Long,	Potter,	Webber,
Chapman,	Malcolm,	Richardson,	Weiss,
Gardner,	Manwaring,	Rumsey,	Williams,
Gibbs,	McClelland,	Sellers,	Wood,
Hankerd,			

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## NAYS.

Mr. Adams,	Mr. Cross,	Mr. Harper,	Mr. Post,
Baker,	Crozer,	Hayes,	Staples,
Bardwell,	Davis,	Howell,	Stark,
Black,	Diekema,	Kelly,	Sutton,
Brandon,	Divine,	Kirkpatrick,	Town,
Brown,	Dodge,	Makelim,	Waltz,
Carlton,	Eldred,	Markey,	Wellman,
Case, J. A.,	Estee,	McNabb,	Wiggins,
Case, O. N.,	Ford,	North,	Wilson,
Coleman,	Gleason,	O'Keefe,	Woodruff,
Collins,	Hammond,	Parkhurst,	Wright,
Coomer,			

45

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays as follows :

## YEAS.

Mr. Adams,	Mr. Coomer,	Mr. Harper,	Mr. Staples,
Baker,	Cross,	Hayes,	Sutton,
Bardwell,	Crozer,	Howell,	Town,
Black,	Davis,	Kirkpatrick,	Waltz,
Brandon,	Diekema,	Makelim,	Wellman,
Brown,	Divine,	Markey,	Wiggins,
Carlton,	Dodge,	McNabb,	Wilson,
Case, J. A.,	Eldred,	North,	Woodruff,
Case, O. N.,	Estee,	O'Keefe,	Wright,
Coleman,	Gleason,	Parkhurst,	Speaker,
Collins,	Hammond,	Post,	

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## NAYS.

Mr. Bates,	Mr. Gibbs,	Mr. McCormick,	Mr. Stark,
Beecher,	Hankerd,	McGregor,	Swift,
Beekman,	Holman,	McKie,	Ulrich,



Mr. Bentley,	Mr. Houk,	Mr. Northwood,	Mr. Voorhees,
Boynton,	Johnson,	Oviatt,	Walthew,
Campbell,	Jones,	Potter,	Watson,
Cannon,	Lincoln,	Richardson,	Webber,
Case, A. T.,	Long,	Rumsey,	Weiss,
Chapman,	Malcolm,	Sellers,	Williams,
Ford,	Manwaring,	Snyder,	Wood,
Gardner,	McClelend,		

42

Mr. O. N. Case, by unanimous consent, moved to take from the table

House bill No. 18 (File No. 83), entitled

A bill to secure the minority of stockholders, in corporations organized under general laws, the power of electing a representative membership in boards of directors;

Which motion prevailed.

Mr. Oviatt moved that there be a call of the House;

Which motion prevailed.

#### PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the clerk, and the following members reported absent without leave: Messrs. Coleman, Dakin, Dickson, and Powers.

On motion of Mr. McGregor,

Mr. Dakin was excused from the operation of the call.

On motion of Mr. Dodge,

Mr. Coleman was excused from the operation of the call.

On motion of Mr. Woodruff,

Mr. Dickson was excused from the operation of the call.

On motion of Mr. Brant,

Mr. Powers was excused from the operation of the call.

The absentees all being excused the call was suspended.

The question being, shall the bill pass, the objections of the Governor to the contrary notwithstanding,

The bill was then passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Diekema,	Mr. Lincoln,	Mr. Sellers,
Baker,	Divine,	Long,	Staples,
Bardwell,	Dunbar,	Malcolm,	Stark,
Beecher,	Egan,	Manwaring,	Sutton,
Beekman,	Engleman,	Markey,	Swift,
Bentley,	Estee,	McClelend,	Town,
Black,	Ford,	McCormick,	Ulrich,
Boynton,	Gardner,	McGregor,	Voorhees,
Brant,	Gleason,	McKie,	Walthew,
Campbell,	Hammond,	McNabb,	Waltz,
Carlton,	Hampton,	Northwood,	Weiss,
Case, J. A.,	Hankerd,	O'Keefe,	Wellman,
Case, O. N.,	Harper,	Oviatt,	Wiggins,
Chapman,	Hayes,	Parkhurst,	Williams,
Collins,	Holman,	Post,	Wilson,
Coomer,	Houk,	Potter,	Woodruff,
Cossitt,	Johnson,	Richardson,	Wright,
Cross,	Kelly,	Rumsey,	Speaker

72

## NAYS.

Mr. Bates,	Mr. Davis,	Mr. Kirkpatrick,	Mr. Snyder,
Brown,	Dodge,	Makelim,	Watson,
Cannon,	Gibbs,	Mason,	Webber,
Case, A. T.,	Howell,	North,	Wood,
Crozer,	Jones,		

18

Title agreed to.

Mr. Crozer, by unanimous consent, moved to take from the table

Senate joint resolution No. 15 (File No. 12), entitled

Joint resolution extending the time for the completion of the Marquette, Houghton and Ontonagon railroad;

Which motion prevailed.

The question being on the passage of the joint resolution,

Mr. Bates demanded the previous question.

The demand was seconded.

The question being shall the main question now be put,

The same was ordered.

The joint resolution was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Cossitt,	Mr. Holman,	Mr. Rumsey,
Bardwell,	Cross,	Houk,	Sellers,
Bates,	Crozer,	Howell,	Snyder,
Beecher,	Davis,	Johnson,	Staples,
Beekman,	Diekema,	Jones,	Stark,
Black,	Divine,	Kelly,	Town,
Boynnton,	Dodge,	Kirkpatrick,	Waltz,
Brandon,	Dunbar,	Malcolm,	Watson,
Brant,	Eldred,	Manwaring,	Webber,
Brown,	Engleman,	Mason,	Wiggins,
Cannon,	Ford,	McCormick,	Wilson,
Case, A. T.,	Gibbs,	McNabb,	Wood,
Case, J. A.,	Gleason,	North,	Woodruff,
Case, O. N.,	Hankerd,	Parkhurst,	Wright,
Collins,	Harper,	Post,	Speaker,
Coomer,	Hayes,		

62

## NAYS.

Mr. Bentley,	Mr. Hampton,	Mr. McGregor,	Mr. Richardson,
Campbell,	Lincoln,	McKie,	Swift,
Carlton,	Long,	Northwood,	Ulrich,
Chapman,	Makelim,	O'Keefe,	Walthew,
Egan,	Markey,	Oviatt,	Weiss,
Gardner,	McClelland,	Potter,	Wellman,

24

Title agreed to.

The Speaker having announced the joint resolution passed by a majority vote of all the members elect,

Mr. Hampton appealed from the decision of the Chair, on the ground that the joint resolution required a two-thirds majority of all the members elect for its passage.

The Speaker announced that in declaring the joint resolution passed by a

majority vote, he had done so from careful consideration of the subject, and consultation with competent authorities.

The question being, shall the decision of the chair stand as the judgment of the House?

The vote was taken *viva voce*, and the decision of the chair was ordered to stand as the judgment of the House.

On motion of Mr. McCormick,

The House took a recess until 2 o'clock P. M.

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#### AFTERNOON SESSION.

2 o'clock P. M

The House met and was called to order by the Speaker.

Roll called: a quorum present.

#### THIRD READING OF BILLS.

House bill No. 581 (File No. 365), entitled

A bill to license and regulate roller skating rinks,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Coomer,

The bill was laid on the table.

House bill No. 340 (File No. 294), entitled

A bill to repeal act No. 59 of the laws of Michigan of 1873, entitled "An act to provide for municipal court in the city of Detroit, to be called the 'superior court of Detroit,'" and all acts amendatory or supplemental thereto, being sections 6535 and continuous sections constituting chapter 245 of Howell's Annotated Statutes of 1882, and to provide for the removal of the records of said superior court to the circuit court for the county of Wayne,

Was read a third time and pending the taking of the vote on the passage thereof,

On motion of Mr. Coomer,

The bill was laid on the table.

Senate bill No. 285 (manuscript), entitled

A bill to suspend the operation of section 4024 of the compiled laws of 1871, being compiler's section 5478 of Howell's Annotated Statutes, in certain cases, for a period of five years from the first day of January, A. D. 1886,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. Lincoln,	Mr. Sellers,
Bardwell,	Davis,	Makelim,	Shorts,
Bates,	Dodge,	Malcolm,	Snyder,
Beecher,	Egan,	Manwaring,	Staples,
Black,	Eldred,	Markey,	Sutton,
Brandon,	Estee,	Mason,	Town,
Brown,	Gardner,	McClelend,	Ulrich,
Cannon,	Gibbs,	McNabb,	Voorhees,

Mr. Case, A. T.,	Mr. Hanker, d,	Mr. North,	Mr. Waltz,	
Case, J. A.,	Hayes,	O'Keefe,	Wellman,	
Case, O. N.,	Holman,	Oviatt,	Wiggins,	
Chapman,	Howell,	Parkhurst,	Wood,	
Collins,	Jones,	Potter,	Speaker,	
Coomer,	Kirkpatrick,	Rumsey,		55

## NAYS.

Mr. Boynton,	Mr. Gleason,	Mr. Stark,	Mr. Weiss,	
Brant,	Johnson,	Swift,	Williams,	
Carlton,	Kelly,	Watson,	Woodruff,	
Cross,	Long,	Webber,	Wright,	16

Title agreed to.

On motion of Mr. Davis,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

On motion of Mr. Davis,

By a vote of two-thirds of all the members elect,

Senate joint resolution No. 15 (File No. 12), entitled

Joint resolution extending the time for the completion of the Marquette, Houghton and Ontonagon railroad,

Was ordered to take immediate effect.

Senate bill No. 103 (File No. 173), entitled

A bill to amend section 18 of chapter 266 of the compiled laws of 1871, being section 9351 of Howell's Annotated Statutes, relative to the inspection of county jails and the regulation thereof,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. Malcolm,	Mr. Snyder,	
Baker,	Davis,	Manwaring,	Staples,	
Bardwell,	Eldred,	Markey,	Stark,	
Bates,	Gardner,	Mason,	Swift,	
Bentley,	Gibbs,	McClelland,	Town,	
Black,	Gleason,	McGregor,	Ulrich,	
Boynton,	Hanker, d,	McKie,	Voorhees,	
Brandon,	Hayes,	North,	Waltz,	
Brown,	Holman,	O'Keefe,	Watson,	
Cannon,	Houk,	Oviatt,	Weiss,	
Carlton,	Howell,	Parkhurst,	Wellman,	
Case, J. A.,	Johnson,	Post,	Wiggins,	
Case, O. N.,	Jones,	Potter,	Wood,	
Chapman,	Kirkpatrick,	Rumsey,	Woodruff,	
Collins,	Long,	Sellers,	Wright,	
Coomer,	Makelim,	Shorts,	Speaker,	64

## NAYS.

0

Title agreed to.

House bill No. 69 (File No. 33), entitled

A bill to protect highway crossings over railroads by requiring railroad companies doing business within the State to remove embankments at such crossings, and for forty rods each way from such highways,

Was read a third time, and pending the taking of the vote on the passage thereof.

Mr. Parkhurst moved that the bill be laid on the table,  
Which motion did not prevail.

Mr. Holman moved to strike out the enacting words of the bill,  
Which motion prevailed.

#### UNFINISHED BUSINESS.

Being the consideration of

Senate amendment to

House bill No. 279 (File No. 127), entitled,

A bill to amend compiler's section No. 5955 of compiled laws of 1871 of the laws of Michigan, the same being compiler's section 7526 of Howell's Annotated Statutes, relative to proof of demands in suit,

Which had been reported as follows:

By striking out section two and inserting in lieu thereof the following, to stand as section two, viz.:

SEC. 2. In all trials, hearings, and proceedings in any cause or suit in any court, or before any officer, arbitrators, or referees, books of accounts, containing charges or entries for money paid, laid out, furnished, or lent, shall be received and admitted as evidence, and deemed to be evidence of such charges and entries, and that such moneys were so paid, laid out, furnished, or lent, as is in such books charged or entered, and of the liability of the person charged therefor, in the same manner and to the same extent as books of account containing charges for goods, wares, or merchandise sold and delivered, are received and admitted as evidence of sale and delivery of such goods and merchandise, and of the liability of the person charged therefor; *Provided*, This section shall not apply to cases where persons acting or having acted as commission merchants or agents for the sale of produce, grain, or other property on commission, except as to the amount charged as commissions for selling, or buying such produce, grain or other property, unless accompanied by a voucher or receipt for the money so claimed to be laid out, lent, or furnished.

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Eldred,

The House concurred, a majority of all the members elect voting therefor by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. Long,	Mr. Sutton,
Baker,	Diekema,	Malcolm,	Swift,
Bates,	Egan,	Markey,	Town,
Beecher,	Eldred,	McClelland,	Ulrich,
Bentley,	Engleman,	McGregor,	Waltz,
Black,	Gibbs,	McKie,	Webber,
Brandon,	Gleason,	McNabb,	Weiss,
Campbell,	Hayes,	North,	Wellman,
Cannon,	Holman,	Oviatt,	Williams,
Carlton,	Johnson,	Parkhurst,	Wood,
Case, A. T.,	Jones,	Shorts,	Woodruff,
Case, O. N.,	Kirkpatrick,	Snyder,	Wright,
Coomer,	Lincoln,	Staples,	Speaker,

## NAYS.

0

The bill was then referred to the committee on engrossment and enrollment for enrollment.

Also the following:

Senate amendments to

House bill No. 295 (File No. 115), entitled

A bill to provide for the challenge of talesmen in justice courts;

Which had been reported as follows:

1. By striking out of line 2 and line 3, section 1, the word "four" and inserting in lieu thereof, in each case, the word "two."

2. By striking out of line 4 the word "eight" and inserting in lieu thereof the word "four."

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Bentley,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Chapman,	Mr. Johnson,	Mr. Staples,
Baker,	Coomer,	Jones,	Swift,
Bardwell,	Cossitt,	Kirkpatrick,	Town,
Bates,	Crozer,	Lincoln,	Waltz,
Beecher,	Diekema,	Malcolm,	Watson,
Bentley,	Egan,	Manwaring,	Webber,
Brandon,	Eldred,	Markey,	Weiss,
Campbell,	Engleman,	McKie,	Wellman,
Cannon,	Gardner,	North,	Williams,
Carlton,	Gibbs,	Oviatt,	Wilson,
Case, A. T.,	Gleason,	Parkhurst,	Wood,
Case, J. A.,	Hayes,	Rumsey,	Woodruff,
Case, O. N.,	Howell,	Shorts,	Speaker, 52

## NAYS.

Mr. Holman, Mr. Long, Mr. McNabb, Mr. Wright, 4

The bill was then referred to the committee on engrossment and enrollment for enrollment.

On motion of Mr. Egan,

House bill No. 10 (File No. 337), entitled

A bill to revise and consolidate the laws relative to the State prison and to the House of Correction and Reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent therewith,

Which had lapsed from the special order, was referred to and placed at the head of the general order.

## GENERAL ORDER.

On motion of Mr. Oviatt,

The House went into committee of the whole on the general order.

Whereupon the Speaker called Mr. Macolm to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

## 1. House bill No. 10 (File No. 337), entitled

A bill to revise and consolidate the laws relative to the State Prison and to the House of Correction and Reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent therewith;

## 2. Senate bill No. 217 (File No. 82), entitled

A bill to provide a uniform system of records and accounts for use of superintendents, overseers, and directors of the poor and keepers of poorhouses;

## 3. Senate bill No. 185 (File No. 164), entitled

A bill to provide for the appointment, compensation, and duties of a stenographer for the 16th judicial circuit;

## 4. House bill No. 376 (File No. 279), entitled

A bill providing for the employment, defining the duties, and fixing the compensation of a stenographer for the 9th judicial circuit of the State of Michigan;

## 5. House substitute for

Senate bill No. 172 (File No. 227), entitled

A bill to incorporate the public schools of the village of Fenton, of the township of Fenton, Genesee county, Michigan;

## 6. House bill No. 492 (File No. 383), entitled

A bill to amend sections 4 and 7 of chapter 3, section 5 of chapter 11, and to repeal section 14 of chapter 12 of act No. 10 of the session laws of 1882, being an act to amend sections 4, 5, and 8 of chapter 2, sections 4 and 7 of chapter 3, section 3 of chapter 4, and sections 5 and 13 of chapter 11, and to add a new section to chapter 12 to stand as section 14 of act No. 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, and improvement, and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State," approved June 8, 1881;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following:

## 7. House bill No. 399 (File No. 222), entitled

A bill to prevent the injury or destruction of baggage;

## 8. House bill No. 518 (File No. 223), entitled

A bill to regulate and provide for the carrying, yarding, and feeding of so called Texas cattle, while in transit into or across this State between the first day of April and the first day of November of each year;

## 9. House bill No. 537 (File No. 376) entitled

A bill to provide for a revision of the practice of courts of law and equity;

## 10. House bill No. 402 (File No. 365), entitled

A bill to amend sections 30 and 52 of chapter 78 of the compiled laws of 1871, being compiler's sections 2590 and 2612 of said compilation, and being sections 3625 and 3647 of Howell's Annotated Statutes, relative to plank roads;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

R. W. MALCOLM, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Brown,

The House concurred in the amendments made by the committee to the

first, second, third, fourth, fifth, and sixth named bills, and they were placed on the order of third reading.

The seventh, eighth, ninth, and tenth named bills were placed on the order of third reading.

Mr. Markey, by unanimous consent, moved to take from the table

Senate bill No. 155 (File No. 129), entitled

A bill to provide for the punishment of public officers, their servants and agents, who knowingly and unlawfully appropriate to their own use, or to the use of others, the money or property committed to their care;

Which motion prevailed.

On motion of Mr. Markey,

The bill was referred to the committee on judiciary.

Mr. Diekema, by unanimous consent, moved to take from the table,

House joint resolution No. 42, entitled

Joint resolution authorizing certain Ottawa county scrip to be used in locating swamp lands in any of the counties of the Lower Peninsula;

Which motion prevailed.

On motion of Mr. Diekema,

The bill was referred to the committee on public lands.

On motion of Mr. O. N. Case,

Leave of absence was granted to Mr. Adams indefinitely.

On motion of Mr. Woodruff,

Leave of absence was granted to Mr. Dickson until Tuesday.

On motion of Mr. Wellman,

The rules were suspended, two-thirds of all the members present voting therefor, and

Senate bill No. 185 (File No. 164) entitled

A bill to provide for the appointment, compensation, and duties of a stenographer of the 16th judicial circuit,

Was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Cross,	Mr. Long,	Mr. Shorts,
Bardwell,	Diekema,	Malcolm,	Snyder,
Bates,	Egan,	Manwaring,	Staples,
Beekman,	Eldred,	Mason,	Stark,
Bentley,	Engleman,	McClelland,	Swift,
Boynton,	Gardner,	McCormick,	Town,
Brown,	Gibbs,	McGregor,	Walthew,
Campbell,	Gleason,	McKie,	Watson,
Cannon,	Hammond,	North,	Webber,
Carlton,	Hankerd,	O'Keefe,	Wellman,
Case, A. T.,	Harper,	Oviatt,	Wiggins,
Case, J. A.,	Hayes,	Parkhurst,	Williams,
Case, O. N.,	Houk,	Post,	Wilson,
Chapman,	Howell,	Potter,	Wood,
Collins,	Jones,	Richardson,	Woodruff,
Coomer,	Kirkpatrick,	Rumsey,	Speaker,
Cossitt,	Lincoln,	Sellers,	



## NAYS.

0

Title agreed to.

On motion of Mr. Wellman,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. Brown,

The rules were suspended, two-thirds of all the members present voting therefor, and

House bill No. 376 (File No. 279), entitled

A bill providing for the employment, defining the duties, and fixing the compensation of a stenographer for the Ninth Judicial Circuit, State of Michigan,

Was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Cross,	Mr. Kelly,	Mr. Sellers,	
Bardwell,	Diekema,	Kirkpatrick,	Shorts,	
Bates,	Egan,	Lincoln,	Snyder,	
Beekman,	Eldred,	Manwaring,	Staples,	
Bentley,	Engleman,	Mason,	Stark,	
Boynton,	Gardner,	McCormick,	Swift,	
Brown,	Gibbs,	McGregor,	Walthew,	
Campbell,	Gleason,	McKie,	Watson,	
Cannon,	Hammond,	North,	Webber,	
Carlton,	Hankerd,	O'Keefe,	Wellman,	
Case, A. T.,	Harper,	Oviatt,	Williams,	
Chapman,	Hayes,	Parkhurst,	Wilson,	
Collins,	Houk,	Post,	Wood,	
Coomer,	Howell,	Richardson,	Woodruff,	
Cossitt,	Jones,	Rumsey,	Speaker,	60

## NAYS.

0

Title agreed to.

On motion of Mr. Brown,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. Collins,

The House adjourned.

*Lansing, Friday, May 15, 1885.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Rev. Mr. Taylor.

Roll called: quorum present.

Absent without leave: Messrs. Black, Brandon, Carlton, Estee, Hampton, Richardson, and Voorhees.

The Speaker called the Speaker *pro tem.* to the chair.

On motion of Mr. Lincoln,

Leave of absence was granted to Mr. Black indefinitely.

On motion of Mr. Coomer,

Leave of absence was granted to Mr. Brandon for the day.

On motion of Mr. Campbell,

Leave of absence was granted to Mr. Gardner until Monday next.

On motion of Mr. Campbell,

Leave of absence was granted to himself until Monday next.

On motion of Mr. Rumsey,

Leave of absence was granted to himself until Tuesday.

On motion of Mr. Eldred,

Leave of absence was granted to Mr. Estee until Monday.

Mr. Holman moved that when the House adjourn to-day it be until Monday next at 9 o'clock P. M.;

Which motion prevailed.

On motion of Mr. Ulrich,

Leave of absence was granted to Mr. Hampton indefinitely on account of sickness.

On motion of Mr. O'Keefe,

Leave of absence was granted to Mr. Makelim for the day.

On motion of Mr. Woodruff,

Leave of absence was granted to Mr. Richardson until Monday next.

On motion of Mr. Wood,

Leave of absence was granted to Mr. Carlton until Monday.

#### PRESENTATION OF PETITIONS.

No. 957. By Mr. Ulrich: Petition of Mrs. Judge Withey and 20 other members of the ladies literary society of Grand Rapids, asking for the passage of File No. 120, to secure to women the right to vote at municipal elections;

Referred to the committee on municipal corporations.

No. 958. By Mr. Oviatt: Remonstrance of C. C. Chittenden, C. E. Russell, and other citizens of Oadillac, Wexford county, against the passage of the Hampton insurance bill;

Referred to committee on insurance.

#### REPORTS OF STANDING COMMITTEES.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred House bill No. 383, entitled

A bill to provide for the boundaries of school districts Nos. 1 and 4 in the township of Rich, Lapeer county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Staples,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barry,	Mr. Diekema,	Mr. Lincoln,	Mr. Snyder,
Ba'es,	Divine,	Long,	Staples,
Beecher,	Dodge,	Malcolm,	Stark,
Beekman,	Dunbar,	Manwaring,	Sutton,
Boynton,	Egan,	Markey,	Swift,
Cannon,	Eldred,	Mason,	Town,
Carlton,	Engleman,	McClelend,	Ulrich,
Oase, A. T.,	Ford,	McCormick,	Walthew,
Oase, J. A.,	Gibbs,	McGregor,	Watson,
Oase, O. N.,	Gleason,	North,	Webber,
Chapman,	Hammond,	O'Keefe,	Wiggins,
Collins,	Hankerd,	Oviatt,	Williams,
Coomer,	Harper,	Parkhurst,	Wood,
Cossitt,	Hayes,	Post,	Woodruff,
Oross,	Houk,	Potter,	Wright,
Crozer,	Jones,	Powers,	Speaker,
Davis,	Kelly,	Shorts,	<i>pro tem.</i> , 67

#### NAYS.

Mr. Howell, Mr. Johnson, 2

The question being on agreeing to the title,

Mr. Wright moved to amend the title to read as follows:

"A bill to define and constitute school districts numbers one and four of the township of Rich, Lapeer county;"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Staples,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on liquor traffic:

The committee on liquor traffic, to whom was referred

House bill No. 700, entitled

A bill to amend sections 1, 3, 4, 5, and 9 of act No. 259 of the Session Laws of 1881, being sections 2270, 2272, 2273, 2274, and 2278, and to add three new sections thereto to stand as sections 17, 18, and 19 relative to the sale of spirituous and intoxicating liquors to minors, drunken persons and habitual drunkards,

Respectfully report that they have had the same under consideration, and

have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to amend section 3 of act No. 259 of the session laws of 1881, approved June 10, 1881, being section 2,272 of Howell's General Statutes, compilation of 1882, relative to the sale of intoxicating liquors,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

HENRY WATSON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Post,

The House concurred in the adoption of the substitute reported by committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on elections:

The committee on elections, to whom was referred

House bill No. 253 (File No. 106), entitled

A bill to amend section 21 of chapter 6 of the compiled laws of 1871, being compiler's section 52, and being No. 157 of chapter 9 of Howell's Annotated Statutes of 1882, relative to the time for the opening and closing of polls at general elections,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

GEO. W. COOMER, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on elections:

The committee on elections, to whom was referred

House bill No. 389, entitled

A bill to provide for the correction of errors in certified statements made by inspectors of elections of the result of the elections,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

GEO. W. COOMER, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on elections:

The committee on elections, to whom was referred

Senate bill No. 10 (File No. 10), entitled

A bill to provide for the representation of different political parties on boards of election,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

GEO. W. COOMER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on elections:

The committee on elections, to whom was referred

House bill No. 454, entitled

A bill to amend section 9378, chapter 325, of Howell's Annotated Statutes, relative to the maintenance of political purity,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. W. COOMER, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on elections:

The committee on elections, to whom was referred

House bill No. 429, entitled

A bill to define and punish the offense of deceiving or defrauding electors,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment and without recommendation, and ask to be discharged from the further consideration of the subject.

GEO. W. COOMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Watson,

The bill was laid on the table.

By the committee on elections:

The committee on elections, to whom was referred

House bill No. 241, entitled

A bill to amend sections 40, 44, and 48 of an act entitled "An act to provide for holding general and special elections," approved June 27, 1851, being sections 71, 75, and 79 of the compiler's laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

GEO. W. COOMER, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on military affairs:

The committee on military affairs, to whom was referred

House bill No. 419 (File No. 286), entitled

A bill to provide that certain Michigan men who served in batteries "B" and "G," 1st regiment of New York light artillery, shall be enrolled in this State, with the same rights and benefits of volunteers who served in Michigan regiments,

Respectfully report that they have had the same under consideration, and

have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

ALBERT N. WOODRUFF, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Woodruff,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred

Senate bill No. 23 (File No. 176), entitled

A bill to amend sections 3, 4, and 5 of chapter 1, of an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," being act No. 326 of the session laws of 1883, approved June 7, 1883, and to add 3 new sections to said chapter, to be known as sections 6, 7, and 8,

Respectfully report that they have had the same under consideration, and a majority of said committee have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

D. P. MARKEY, *Acting Chairman*.

Report accepted and committee discharged.

On motion of Mr. Coomer,

The bill was made the special order for May 20, at 2 P. M., two-thirds of all the members present voting therefor.

The following report was presented :

The undersigned member of your committee on municipal corporations, begs leave to submit the following minority report upon

Senate bill No. 23 (File No. 176), entitled

A bill to amend sections 3, 4, and 5 of chapter 1 of an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," being act No. 326 of the Session Laws of 1883, approved June 7, 1883, and to add 3 new section to said chapter to be known as section 6, 7, and 8;

And would respectfully represent that I dissent from the report of the majority of the committee in recommending Clark avenue, in Springwells, as the western boundary of the proposed extension of the city limits of the city of Detroit, and recommend that either the boundary line decided upon and urged by the common council of the city of Detroit, and known as the Livenois avenue line, or the line urged by a majority of the people of Springwells, known as the "Lover's Lane" line, be adopted as the western line of the proposed extension, for the following reasons :

*First*, The people of Detroit, whenever and wherever their voice could be heard, have asked for one of the lines here recommended by me, and have protested against the adoption of the Clark avenue line.

*Second*, The people of Springwells, almost unanimously, both those for and those against annexation, have protested against the adoption of the Clark avenue line;

*Third*, Upon sanitary grounds, there are the gravest objections to the Clark avenue line, as all the brick ponds, swamps, large manufactories, and thickly populated centers, are entirely west of that line, while the territory east of Clark avenue and next the city, has fine sewers and water connections to a

considerable extent, thus the Clark avenue line would leave out those who imperatively need annexation, and take in those who do not require it;

*Fourth.* Nearly all the people in Springwells, who desire annexation, live outside the Clark avenue line, while nearly all those opposed live within it;

*Fifth.* If Clark avenue is adopted as the boundary, all the territory taken in will be deprived of school privileges for at least two years, because the school board of Detroit failed to secure from the common council of that city a sufficient appropriation to provide for the accommodation of the children now in the city, and nowhere is the lack of school facilities so great as in the western portion. If Clark avenue is adopted as the western boundary, there will not be a single school-house in the whole territory annexed, and none can be built within two years, whereas, if either of the outer lines are adopted, good and sufficient school-houses will be taken in;

*Sixth.* When land outside of the city limits is platted and sold into lots, the arrangement of the laying out of the streets is very irregularly done, and when the territory is formally taken into the city, it costs the city large sums of money to straighten out and open up streets; for this reason, the farthest limit possible should be adopted, so that the whole operation of the laying out of the streets would come under the general plan of the city, and so save it vast sums of money;

*Seventh.* Every corporation in Springwells, all the brickmakers, and all the large land owners, with one exception, are located just west of Clark avenue, and will, if that line be adopted as the western boundary, be an immense power opposed to any further extension, and will prevent the very people who need the city benefits from obtaining them within the next twenty years;

*Eighth.* The Clark avenue line will neither benefit the city of Detroit, nor the people of Springwells, except the large corporations located just west of that line, who will receive all the benefits of the city, without sharing any of its burdens.

Respectfully submitted,

GEO. W. WALTHER.

Report accepted.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following:

House bill No. 583, entitled

A bill to revise the charter of the city of East Saginaw, being amendatory of an act entitled "An act to incorporate the city of East Saginaw," approved February 14, 1859, as amended by the several acts amendatory thereof;

Also,

House bill No. 167 (File No. 76), entitled

A bill to amend section 11 of chapter 263 of the compiled laws of 1871, being compiler's section 9593 of Howell's Annotated Statutes, of Michigan of 1882, relative to inquests,

Also,

House bill No. 414 (File No. 863), entitled

A bill to provide for the taking of private property for the public use, and for the opening, extending, widening, and straightening of streets and alleys in the city of Detroit, and to repeal act No. 281 of the session laws of 1883, entitled "An act to provide for the taking of private property for the public use, and for the opening of streets and alleys by the city of Detroit."

FLOYD L. POST, *Acting Chairman.*

Report accepted.

## REPORTS OF SELECT COMMITTEES.

*To the Senate and House of Representatives :*

Your joint committee appointed under Senate joint resolution, file No. 16, to investigate and report as to the feasibility of establishing one or more homes for disabled soldiers and marines in this State, respectfully report as follows:

The committee have visited Wyandotte, Dearborn, Mt. Clemens, Port Huron, Saginaw, Bay Springs, Big Rapids, Muskegon, Grand Rapids, Battle Creek, Cassopolis, St. Joseph, Holland, Ionia, Owosso, Hillsdale, and Jackson. At most of these places the committee have been shown desirable sites, and at most of the places the citizens have offered to donate a certain quantity of land; all of which will more fully appear in the written propositions which your committee have received. We have also received certain propositions from individuals and cities for sites which the committee were unable to visit. As to the necessity for a soldiers' home in Michigan your committee are unanimously of the opinion that such necessity is great. During the past winter there have been accommodated in the poor-houses of this State 461 veterans of the late war, for a longer or shorter period, and about 100 have been cared for by the different posts of the Grand Army of the Republic. These men cannot be taken care of in the National Homes established by the United States for two reasons:

First. The National Homes are already filled to their full capacity, and second, the great majority of disabled soldiers and sailors in Michigan are not eligible to accommodation in the National Homes for the reason that their disabilities are not the result of injury received during the war. The duty of the State of Michigan to care for its distressed and disabled soldiers is an imperative one. Every feeling of gratitude and humanity appeals to the State to take immediate steps to cherish and protect our disabled soldiers and sailors in comfortable manner, not as public paupers, but as the honored and respected wards of the State. Everywhere the committee has been, the sentiment of the people has been unanimous in favor of the establishment of a soldiers' home. Your committee have been attended at each place by officials and prominent citizens, and in every instance resolutions have been passed urging the State to take immediate action toward providing for our disabled veterans. In regard to the feasibility of the Dearborn arsenal property for a soldiers' home your committee would respectfully report, that it is a matter of conjecture whether the State could procure a donation of the property from the general government; but the probabilities are that it may be obtained. Nevertheless, it would be some months before it could be positively known whether the United States government would donate the property to the State. Even if the property could be procured the present condition would demand the outlay of a large sum of money to put it in a suitable condition for the accommodation of soldiers.

In view of these considerations, and of the fact that equally as good sites have been offered free in other parts of the State, and of the necessity of immediate action, your committee believe that the inducements for the location of a home at Dearborn are not as great as at some other localities.

JAMES HUESTON,

*Chairman Senate Committee.*

JOHN NORTHWOOD,

*Chairman House Committee.*

Report accepted.



## MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
Lansing, May 14, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[House bill No. 167, File No. 76, being]

An act to amend section 11 of chapter 263 of the compiled laws of 1871, being compiler's section 9593 of Howell's Annotated Statutes of Michigan of 1882, relative to inquests;

Also,

[House bill No. 414, File No. 363, being]

An act to provide for the taking of private property for the public use, and for the opening, extending, widening and straightening of streets and alleys in the city of Detroit, and to repeal act No. 281, of the session laws of 1883, being an act entitled "An act to provide for the taking of private property for the public use and for the opening of streets and alleys by the city of Detroit."

R. A. ALGER, *Governor.*

The message was laid on the table.

The Speaker also announced the following:

EXECUTIVE OFFICE,  
Lansing, May 14, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[House bill No. 101 (File No. 38), being]

An act requiring parties to civil suits in circuit courts to file a bill of particulars of their respective demands in certain cases;

Also,

[House bill No. 210 (File No. 81), being]

An act to make it a misdemeanor to unhitch any horse or team, or ride or drive the same away in certain cases;

Also,

[House bill No. 261 (File No. 236), being],

An act to amend section 6 of act number 39 of the session laws of 1855, being consecutive section number 4373 of Howell's Annotated Statutes, relative to the appointment of State visitors to incorporated institutions of learning;

[House bill No. 62 (File No. 22), being]

An act to amend sections 442 and 443 of the compiled laws of 1871, relating to the common jurisdiction of certain counties;

Also,

[House bill No. 548 (File No. 253), being]

An act to provide for the collection of apiarian statistics;

Also,

[House bill No. 430 (File No. 248), being]

An act to amend section 1 of chapter 4 of act No. 164, session laws of 1881, being consecutive section 5078 of Howell's Annotated Statutes of 1882, as

amended by act No. 9, session laws of 1883, relative to the organization of township boards of school inspectors.

RUSSELL A. ALGER,  
*Governor.*

The message was laid on the table.

MESSAGES FROM THE SENATE.

\*SENATE CHAMBER,  
*Lansing, May 13, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following concurrent resolution:

WHEREAS, James Anderson claims that there is justly due him from the State of Michigan a sum of money for time, services, and expenses, expended by him in recruiting for the Michigan colored regiment, for which he has received no reimbursement or compensation; therefore, be it

*Resolved by the Senate* (the House of Representatives concurring), That the Board of State Auditors be and they are hereby authorized to investigate and examine said claim, and determine as to the same, and what amount, if anything, is justly and legally due and owing to said James Anderson therefor; and said board is hereby authorized and empowered to settle and adjust such claim, and allow said James Anderson such sum as they find due him therefor;

Which has been adopted by the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The question being on the adoption of the resolution,

On motion of Mr. Ford,

The resolution was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, May 14, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to re-return to the House the following bill:

House bill No. 128 (File No. 70), entitled

A bill to amend section 1 of chapter 32 of the compiled laws of 1871, entitled "An act to provide for the recording of town plats, and for vacating the same in certain cases," being compiler's section No. 1344 as amended by act No. 108 of the session laws of 1873, and section 1 of chapter 32, Howell's Annotated Statutes,

For which the Senate adopted a substitute, entitled

A bill to amend sections 1 and 2 of chapter 32 of the compiled laws of 1871, entitled "An act to provide for the recording of town plats, and for vacating the same in certain cases," being compiler's section 1344 as amended by act No. 108 of the session laws of 1873, and section 1, chapter 32, Howell's Annotated Statutes,

As shown by a former message, and which the House this day returned to the Senate, in compliance with a request for the same.

And now to inform the House that the Senate has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Mr. Wood moved to suspend the rules requiring amendments made to bills by the Senate to be laid over one day;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Wood,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

#### YEAS.

Mr. Bardwell,	Mr. Crozer,	Mr. Kelly,	Mr. Post,
Bates,	Dakin,	Lincoln,	Powers,
Beecher,	Davis,	Long,	Shorts,
Beekman,	Diekema,	Manwaring,	Sutton,
Bentley,	Dunbar,	Markey,	Town,
Boynton,	Eldred,	Mason,	Ulrich,
Brown,	Engleman,	McClelland,	Walthew,
Cannon,	Ford,	McCormick,	Watson,
Carlton,	Gibbs,	McGregor,	Webber,
Case, O. N.,	Gleason,	McKie,	Wellman,
Chapman,	Harper,	North,	Williams,
Collins,	Hayes,	Northwood,	Wood,
Coomer,	Houk,	O'Keefe,	Woodruff,
Cossitt,	Johnson,	Oviatt,	Wright,
Cross,	Jones,	Parkhurst,	Speaker
			<i>pro tem,</i> 60

#### NAYS.

Mr. Holman,	Mr. McNabb,	Mr. Waltz,	Mr. Wilson,
Howell,	Swift,		6

The question being on concurring in the amendment made by the Senate to the title,

The House concurred.

On motion of Mr. Wood,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

On motion of Mr. Ulrich,

The

#### THIRD READING OF BILLS

Was passed over for the day.

## MOTIONS AND RESOLUTIONS.

Mr. Coomer moved to take from the table

House bill No. 627, entitled,

A bill to incorporate the Detroit and Wyandotte plank road company, in the county of Wayne;

Which motion prevailed.

On motion of Mr. Coomer,

The bill was referred to the committee on judiciary.

Mr. Wright moved to take from the table,

House joint resolution No. 10, entitled,

Joint resolution asking our Senators and Representatives in Congress to vote and use their influence to secure the passage of the "Reagan inter-state commerce bill," as it recently passed the House of Representatives of the United States;

Which motion prevailed.

On motion of Mr. Wright,

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

## GENERAL ORDER.

On motion of Mr. Bates,

The House went into committee of the whole, on the general order.

Whereupon the Speaker called Mr. McCormick to the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following:

1. House bill No. 733 (File No. 371), entitled

A bill to amend section 9030 of Howell's Annotated Statutes, being section 5668 of compiled laws of 1871;

2. House bill No. 686 (File No. 400), entitled,

A bill making an appropriation of swamp land to aid in draining the swamp land adjacent to Dowagiac creek, in Van Buren county;

3. Senate joint resolution No. 21 (File No. 10), entitled

Joint resolution proposing an amendment to section 28 of the schedule of the constitution of this State relative to the Governor's appointments;

4. Senate bill No. 162 (File No. 122), entitled

A bill to amend chapter 245 of the compiled laws of 1871, being chapter 318 of title 39 of Howell's Annotated Statutes, relative to "offenses against property," and to stand as section 9176a;

5. Senate bill No. 110, entitled

A bill to amend act No. 28 of the session laws of 1877, approved March 9, 1877, entitled "An act to provide for the appointment of an assistant prosecuting attorney for the county of Wayne," by adding a new section thereto to stand as section 7;

6. Senate bill No. 131 (File No. 154), entitled

A bill to amend section 1 of act No. 142 of the session laws of 1883, being an act entitled "An act to provide for selecting petit jurors in the upper peninsula,"

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have had under consideration the following:

7. House bill No. 228 (File No. 378), entitled

A bill to facilitate the giving of bonds required by law;

8. House bill No. 411 (File No. 213), entitled

A bill to amend section 48, of chapter 8, being compiler's section 875, of the compiled laws of 1871, as amended by act number 28, of the session laws of 1875, approved March 12, 1875, as amended by act number 104, of the session laws of 1881, approved April 22, 1881, the same being section 915, of the general statutes of the State of Michigan, in force, compiled and annotated by Andrew Howell, relative to the compensation of State troops;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following:

9. Senate bill No. 202 (File No. 65), and substitute, entitled

A bill making an appropriation for the use and maintenance of the University of Michigan;

And have directed their chairman to report the same back to the House with the recommendation that it be made the special order for Tuesday, May 19, at 2 o'clock P. M.

J. W. McCORMICK, *Chairman.*

Report accepted and committee discharged.

The first, second, third, fourth, fifth, and sixth named bills were placed on the order of third reading.

On motion of Mr. Wright,

The House concurred in the amendments made by the committee to the seventh and eighth named bills, and they were placed on the order of third reading.

On motion of Mr. Bates,

The House concurred in the recommendation of the committee relative to the ninth named bill, and it was made the special order for Tuesday, May 19, at 2 P. M.

Mr. Holman, by unanimous consent, offered the following:

*Resolved* (the Senate concurring), That from and after Saturday, June 3d, the two houses will transact no other business than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the journals by the Secretary of the Senate and the Clerk of the House, and the time of final adjournment of this Legislature shall be Tuesday, June 6th, at 12 M., on that day;

Laid over one day under the rules.

Mr. Hampton moved to take from the order of third reading,

House bill No. 733 (File No. 371), entitled

A bill to amend section 9030 of Howell's Annotated Statutes, being section 5668 of compiled laws of 1871,

And that the further consideration of the bill be indefinitely postponed;

Which motion did not prevail.

Mr. Jones moved that the House take a recess until 2 o'clock P. M.,

Pending which,

Mr. Brant moved that the House adjourn.

Mr. Bates demanded the yeas and nays.

The demand was not seconded.

The motion to adjourn then prevailed, and  
The Speaker declared the House adjourned until Monday next at 9 o'clock  
P. M.

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*Lansing, Monday, May 18, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Roll called: quorum present.

Absent without leave: Messrs. Bardwell, Blacker, Boynton, Brown, Carlton, J. A. Case, Coleman, Conrad, Coomer, Cossitt, Cross, Davis, Diekema, Dodge, Gleason, Hankerd, Howell, Kelly, Kirkpatrick, Lincoln, Malcolm, McCormick, McGregor, McNabb, O'Keefe, Parkhurst, Powers, Shorts, Snyder, Staples, Stark, Ulrich, Voorhees, Watson, Webber, Wiggins, Williams, Woodruff, and Wright.

On motion of Mr. Oviatt,

Leave of absence was granted to all absentees for the evening.

On motion of Mr. Richardson,

Leave of absence was granted to Mr. Woodruff until May 22d.

On motion of Mr. Crozer,

Leave of absence was granted to Mr. Kirkpatrick indefinitely.

On motion of Mr. Northwood,

Leave of absence was granted to Mr. McGregor until Thursday next.

The Speaker announced the following:

COMMUNICATION.

Which,

On motion of Mr. Estee,

Was ordered spread at large on the Journal as follows:

ARLINGTON HOTEL, }  
WASHINGTON, May 15, 1885, }

HON. NEWCOMB CLARK, *Speaker House of Representatives,*

SIR—It was only on my arrival here to-day that I learned of resolution of the Legislature of Michigan with reference to the appointment by President Cleveland of myself to the Russian mission. I beg you to assure the House of the profound sensibility with which I receive this distinguished mark of their confidence and esteem. It will give me the greatest pleasure to avail myself of a very early opportunity, after my return home, to pay my respects in person to the members of the House of Representatives.

I am very truly yours, etc.

GEO. V. N. LOTHROP.

PRESENTATION OF PETITIONS.

No. 959. By Mr. Sutton: Remonstrance of W. W. Watts, E. W. Brown, L. C. Goodrich, and 120 others, residents of Ann Arbor, Washtenaw county;

against House bill 581, relative to regulating and licensing roller skating rinks .

Referred to committee on State affairs.

On motion of Mr. Egan,

The House adjourned.

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*Lansing, Tuesday, May 19, 1885.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Rev. Mr. Jameson.

Roll called : quorum present.

Absent without leave : Messrs. Blacker, Brown, Coleman, Conrad, Coomer, Diekema, Gleason, Malcolm, McNabb, Powers, Shorts, Staples, Stark, Voorhees, and Wiggins.

On motion of Mr. Barry,

Leave of absence was granted to Mr. Powers indefinitely on account of sickness.

On motion of Mr. Rumsey,

Leave of absence was granted to Mr. Brown indefinitely.

On motion of Mr. Sellers,

Leave of absence was granted to Mr. Blacker for the day.

On motion of Mr. Brandon,

Leave of absence was granted to Mr. Coomer for the day.

On motion of Mr. Engleman,

Leave of absence was granted to Mr. Gleason for the day.

On motion of Mr. Hammond,

Leave of absence was granted to Mr. Stark for the day.

On motion of Mr. Dodge,

Leave of absence was granted to Mr. Coleman for the day.

On motion of Mr. Mason,

Leave of absence was granted to Mr. Conrad for the day.

On motion of Mr. Mason,

Leave of absence was granted to Mr. Wiggins for the day.

On motion of Mr. Mason,

Leave of absence was granted to Mr. McNabb for the day.

On motion of Mr. J. A. Case,

Leave of absence was granted to Mr. Diekema for the day.

On motion of Mr. Carlton,

Leave of absence was granted to Mr. Shorts for the day.

#### PRESENTATION OF PETITIONS.

No. 960. By Mr. O. N. Case: Petition of Thos. Clixby, Francis Hynes, and six other brickmakers of Springwells, in favor of annexing to Detroit part of Springwells 150 feet west of Lover's Lane.

On demand of Mr. O. N. Case,

The petition was read at length, and spread at large on the Journal, as follows:

SPRINGWELLS, May 18, 1885.

*To the Honorable House of Representatives:*

We, the undersigned, being informed that Senate bill for the annexing of a portion of Springwells to the city of Detroit, will come before your honorable body Wednesday, May 20, 1885, do most respectfully ask your honorable body to correct an erroneous and false impression conveyed to you by the opponents of annexation, mainly that the brickmakers were the only persons in Springwells desiring annexation, and they for the purpose of draining their brick ponds.

1. As a matter of fact, we do not have sufficient water, and many times are put to a great expense to draw water to keep our brick machines in operation.

2. We have favored annexation for the general benefit of the public, even to the extent of having our property annexed as far as the city of Detroit desires.

3. There is no brick-yard within a half to one mile from the proposed boundary line, namely, Lover's lane.

Greusel Brothers,

Fearl Goldner,

William H. Proctor,

Joseph H. Olixby,

Francis Hyns,

Andrew Lonyo,

Thomas Clixby,

Denis Burke,

August Lettl.

Referred to the committee on municipal corporations.

No. 961. By Mr. O. N. Case: Resolutions passed at a meeting of citizens of Springwells in favor of annexing part of that township, 150 feet west of Lovers' Lane, to the city of Detroit.

On demand of Mr. O. N. Case,

The resolutions were read at length, and spread at large on the Journal, as follows:

A special citizens' meeting was held as per call Friday, the 15th inst., at the house of Peter Terniss.

John Greusel, Jr., was selected as chairman.

Charles C. J. Rauspach, as secretary.

Said meeting was called for the purpose of discussing the annexation question.

Hon. John Greusel presented a resolution which was unanimously adopted, as follows, to wit:

WHEREAS, On the 15th day of January, A. D. 1885, Senate bill No. 23, file No. 7, was introduced by Senator Hawley, which has as the western boundary line the center of Lovers' Lane;

WHEREAS, The citizens most favorable to annexation are somewhat divided as to this, some of them favoring Livernois avenue as the line, and those opposing annexation favoring the extreme line, River Rouge and Baby Creek, which would take in three-fourths of the whole township of Springwells. These different lines have been before the Legislature exactly four (4) months, and of course it is easy to be seen the members who do not understand the situation and needs of annexation are not to be blamed for this long delay of this most important measure, they having listened all this time to misrepresentation by the opponents of any annexation; now therefore be it

*Resolved*, That all who were always favorable to annexation have united on the one hundred and fifty feet (150) west of Lovers' Lane line, and hope that



the House of Representatives will give that line a favorable consideration, and we also hope the Senate will concur in the same.

JOHN GREUSEL, JR., *Chairman.*

CHAS. C. J. RAUSPACH, *Secretary.*

Referred to the committee on municipal corporations.

No. 962. By Mr. Walthew: Petition of F. W. Higgins, George Dorr, and 11 other citizens of Springwells, in favor of Lover's Lane as the western boundary of Detroit;

On demand of Mr. Walthew,

The petition was read at length and spread at large on the Journal, as follows:

*To the Honorable, the Members of the Senate and House of Representatives of the State of Michigan:*

GENTLEMEN—Your petitioners, citizens of the township of Springwells, Wayne county, Michigan, and members of a committee appointed by the people of the township, beg to present the following reasons why the present westerly limits of the city of Detroit should be extended to Lover's Lane:

*First*, Because it would take into the city nearly all the thickly settled portion of Springwells which requires sewerage, water, fire, and police protection:

*Second*, Because five-sixths of the people residing in the territory lying between Clark avenue and the proposed line, desire to be annexed to the city;

*Third*, Because to fix the boundary at Clark avenue would leave out that portion of Springwells which stands most in need of sewerage, water, fire, and police protection;

*Fourth*, Because certain public necessities, such as better schools, better streets, better sanitary conditions, better protection from rowdyism and lawlessness, than the township authorities can give, are imperatively demanded by the people residing between Clark avenue and Lover's Lane.

*Fifth*, Because an enlightened public policy requires the enactment of such measures as will be productive of the greatest good to the greatest number, and the extension to this line is absolutely necessary to the well being of the people involved, and is demanded by all, except a few large property holders and land speculators;

*Sixth*, Because the public health of this and the adjoining territory requires it. Should cholera, or any other epidemic, attack this section in its present unsanitary condition the mortality would be terrible;

*Seventh*, Because this is a fair and equitable compromise between Clark avenue on the east and Livernois avenue on the west, and is perfectly satisfactory both to people living inside and to that portion of the people of Springwells residing outside; while, were line extended to Livernois avenue, it would leave the township of Springwells so small as to make the support of a township government burdensome to the people;

*Eighth*, There are stronger and better reasons that the limits should be extended to Lover's Lane than to Clark Ave., viz.: Within the Clark Ave. line many of the inhabitants have city water and some sewerage, while those west of Clark Ave. have none of these advantages.

*Ninth*, We have been notified by the fire commissioners of the city of Detroit that after June 1, 1885, all fire protection would be withdrawn from Springwells. In many localities fire insurance rates have been advanced from 1½ per cent to 3 per cent.

Referred to committee on municipal corporations.

No. 963. By Mr. Walthew: Petition of Rudolph Weidner, chairman of a citizens' meeting of business men of Springwells, in favor of Lover's Lane as the western boundary of Detroit;

Referred to committee on municipal corporations.

No. 964. By Mr. Walthew: Petition of Dr. B. R. Hoyt, secretary of a citizens' meeting, in favor of Lover's Lane as the western boundary of Detroit;

Referred to committee on municipal corporations.

No. 964. By Mr. Northwood: Petition of Mrs. Col. Hampton and 511, representing 10 Posts, relative to a soldiers' home in Michigan;

Referred to committee on military affairs.

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report, as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 246 (File No. 262), entitled

A bill to change the names of certain streets in Bay City;

Also,

House bill No. 295 (File No. 115), entitled

A bill to provide for the challenge of talesmen in justices' courts;

Also,

House bill No. 129 (File No. 45), entitled

A bill providing for the employment and defining the duties and fixing the compensation of a stenographer for the fourth judicial circuit, State of Michigan;

Also,

House bill No. 279 (File No. 127), entitled

A bill to amend compiler's section No. 5955 of compiled laws of 1871 of the laws of Michigan, the same being compiler's section 7526 of Howell's Annotated Statutes, relative to proof of demands in suit,

R. J. DICKSON, *Chairman.*

Report accepted.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, May 15, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 122 (File No. 167), entitled

A bill to provide for the compulsory reformatory education of juvenile disorderly persons,

And to inform the House that the Senate has amended the same as follows:

1. Insert, in line 6, section 6, after the word "recorders," the words "or police;"

2. Insert, in line 7, section 6, after the word "recorders," where it first occurs, the words "or police;"

3. Insert, in line 7, section 6, after the word "peace," the words "police judge;"

4. Insert, in line 23, section 6, after the word "thereupon," the words "and after consultation with the county agent;"

5. Insert, in line 28, section 6, after the word "peace," the words "police judge;"

6. Insert, in line 5, section 8, after the word "that," the words "sections 6, 7, 8, 9, 10, and 11 of act 144 of the session laws of 1883, and;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Mr. Brant moved to suspend the rule requiring amendments made to bills by the Senate to be laid over one day;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on concurring in the amendments made by the Senate to the bill,

On motion of Mr. Brant,

The House concurred, a majority of all the members elect voting therefor, by yeas and nays, as follows:

• YEAS.

Mr. Baker,	Mr. Dickson,	Mr. Jones,	Mr. Potter,
Bardwell,	Dodge,	Lincoln,	Richardson,
Barry,	Dunbar,	Long,	Rumsey,
Bates,	Egan,	Makelim,	Sellers,
Beekman,	Eldred,	Manwaring,	Sutton,
Black,	Engleman,	Markey,	Swift,
Boynton,	Estee,	Mason,	Town,
Brant,	Ford,	McClelland,	Ulrich,
Campbell,	Gardner,	McOormick,	Waltz,
Cannon,	Gibbs,	McKie,	Watson,
Carlton,	Hammond,	North,	Weiss,
Chapman,	Hankerd,	Northwood,	Wellman,
Cossitt,	Harper,	O'Keefe,	Williams,
Cross,	Hayes,	Oviatt,	Wilson,
Crozer,	Houk,	Parkhurst,	Wood,
Dakin,	Howell,	Post,	Speaker,
Davis,	Johnson,		

66

NAYS.

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The bill was referred to the committee on engrossment and enrollment for enrollment.

THIRD READING OF BILLS.

House bill No. 10 (File No. 337), entitled

A bill to revise and consolidate the laws relative to the State prison and to the House of Correction and Reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent therewith,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Egan,

The bill was laid on the table.

Senate bill No. 217 (File No. 82), entitled

A bill to provide a uniform system of records and accounts for use of superintendents, overseers, and directors of the poor and keepers of poorhouses;

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Crozer,	Mr. Jones,	Mr. Sellers,
Barry,	Divine,	Lincoln,	Sutton,
Bates,	Dodge,	Makelim,	Swift,
Beekman,	Engleman,	Manwaring,	Ulrich,
Bentley,	Ford,	McClelland,	Waltz,
Cannon,	Gibbs,	McCormick,	Webber,
Case, A. T.,	Hammond,	McKie,	Weiss,
Case, J. A.,	Hampton,	North,	Wellman,
Case, O. N.,	Harper,	Northwood,	Williams,
Collins,	Holman,	O'Keefe,	Wilson,
Cossitt,	Houk,	Parkhurst,	Wood,
Cross,	Johnson,	Post,	

47

## NAYS.

Mr. Boynton,	Mr. Dakin,	Mr. Gardner,	Mr. Long,
Campbell,	Dickson,	Hankerd,	Town,
Carlton,	Dunbar,	Howell,	Speaker,
Chapman,	Eldred,		

14

House bill No. 492 (File No. 383), entitled

A bill to amend sections 4 and 7 of chapter 3, section 5 of chapter 11, and to repeal section 14 of chapter 12 of act No. 10 of the session laws of 1882, being an act to amend sections 4, 5, and 8 of chapter 2, sections 4 and 7 of chapter 3, section 3 of chapter 4, and sections 5 and 13 of chapter 11, and to add a new section to chapter 12 to stand as section 14 of act No. 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, and improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State," approved June 8, 1881;

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Oviatt moved to amend the bill by adding at the end of section 4, chapter 3, the words "Provided that in no case shall said overseer expend more than fifteen dollars in any one year for implements;"

Which motion prevailed, two-thirds of all the members present voting therefor.

Mr. Rumsey moved that the bill be laid on the table;

Which motion was withdrawn.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Dakin,	Mr. Johnson,	Mr. Richardson,
Barry,	Dickson,	Jones,	Rumsey,
Bates,	Divine,	Lincoln,	Sellers,
Beecher,	Dodge,	Long,	Snyder,
Bentley,	Dunbar,	Makelim,	Sutton,
Boynton,	Eldred,	Manwaring,	Town,

Mr. Brandon,	Mr. Engleman,	Mr. Mason,	Mr. Ulrich,
Brant,	Ford,	McClelend,	Waltz,
Campbell,	Gardner,	McCormick,	Watson,
Carlton,	Gibbs,	McKie,	Webber,
Case, A. T.,	Hankerd,	North,	Weiss,
Chapman,	Harper,	Northwood,	Wellman,
Collins,	Hayes,	O'Keefe,	Williams,
Cossitt,	Holman,	Oviatt,	Wood,
Cross,	Houk,	Parkhurst,	Speaker,
Crozer,	Howell,	Potter,	

63

## NAYS.

Mr. Cannon,	Mr. Case, J. A.,	Mr. Hammond,	3
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Title agreed to.

On motion of Mr. Rumsey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Campbell moved to reconsider the vote by which the House refused to pass

Senate bill No. 217 (File No. 82), entitled

A bill to provide a uniform system of records and accounts for use of superintendents, overseers, and directors of the poor and keepers of poorhouses;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Campbell,

The bill was laid on the table.

House substitute for

Senate bill No. 172 (File No. 227), entitled

A bill to incorporate the public schools of the village of Fenton, of the township of Fenton, Genesee county, Michigan,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Cross,	Mr. Johnson,	Mr. Richardson,
Barry,	Crozer,	Jones,	Rumsey,
Bates,	Dakin,	Lincoln,	Sellers,
Beecher,	Dickson,	Long,	Snyder,
Beekman,	Divine,	Malcolm,	Sutton,
Bentley,	Dodge,	Manwaring,	Swift,
Black,	Dunbar,	Markey,	Town,
Boynton,	Egan,	Mason,	Ulrich,
Brandon,	Eldred,	McClelend,	Waltz,
Brant,	Engleman,	McCormick,	Watson,
Cannon,	Estee,	McKie,	Webber,
Carlton,	Ford,	North,	Weiss,
Case, A. T.,	Gardner,	Northwood,	Wellman,
Case, J. A.,	Gibbs,	O'Keefe,	Williams,
Case, O. N.,	Hammond,	Oviatt,	Wilson,
Chapman,	Hankerd,	Parkhurst,	Wood,
Collins,	Hayes,	Post,	Speaker,
Cossitt,	Houk,	Potter,	

71

## NAYS.

0

Title agreed to.

On motion of Mr. Beecher,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The Speaker called the Speaker *pro tem.* to the chair.

House bill No. 399 (File No. 222), entitled

A bill to prevent the injury or destruction of baggage,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Dakin,	Mr. Howell,	Mr. Powers,
Barry,	Dickson,	Johnson,	Richardson,
Bates,	Divine,	Jones,	Snyder,
Beecher,	Dodge,	Long,	Sutton,
Beekman,	Dunbar,	Makelim,	Swift,
Bentley,	Egan,	Mason,	Town,
Boynton,	Eldred,	McClelend,	Waltz,
Campbell,	Engleman,	McCormick,	Watson,
Cannon,	Estee,	McKie,	Webber,
Carlton,	Gardner,	North,	Weiss,
Case, A. T.,	Gibbs,	Northwood,	Wellman,
Case, J. A.,	Hammond,	O'Keefe,	Williams,
Case, O. N.,	Hampton,	Oviatt,	Wilson,
Chapman,	Hankerd,	Parkhurst,	Wood,
Cossitt,	Hayes,	Post,	Speaker
Cross,	Holman,	Potter,	<i>pro tem.</i> , 65
Crozer,	Houk,		

## NAYS.

Mr. Brandon,

1

Title agreed to.

House bill No. 518 (File No. 223), entitled

A bill to regulate and provide for the carrying, yarding, and feeding of so called Texas cattle, while in transit into or across this State between the first day of April and the first day of November of each year,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Divine,	Mr. Houk,	Mr. Rumsey,
Barry,	Dodge,	Johnson,	Shorts,
Bates,	Dunbar,	Jones,	Snyder,
Beecher,	Egan,	Lincoln,	Sutton,
Beekman,	Eldred,	Makelim,	Swift,
Bentley,	Engleman,	Manwaring,	Town,
Black,	Estee,	McClelend,	Ulrich,
Boynton,	Ford,	McCormick,	Waltz,
Cannon,	Gardner,	McKie,	Watson,
Carlton,	Gibbs,	Northwood,	Webber,
Case, A. T.,	Hammond,	O'Keefe,	Wellman,

Mr. Chapman, Cossitt, Crozer, Dakin,	Mr. Hampton Hankerd, Harper, Hayes,	Mr. Oviatt, Parkhurst, Potter, Richardson,	Mr. Williams, Wilson, Wood, Speaker, <i>pro tem.</i> 60
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## NAYS.

Mr. Cross, Dickson,	Mr. Holman,	Mr. Howell,	Mr. Long,
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5

Title agreed to.

House bill No. 537 (File No. 376), entitled

A bill to provide for a revision of the practice of courts of law and equity,  
Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Carlton,

The bill was referred to the committee on ways and means.

The Speaker resumed the chair.

House bill No. 402 (File No. 368), entitled

A bill to amend sections 30 and 52 of chapter 78 of the compiled laws of 1871, being compiler's sections 2590 and 2612 of said compilation, and being sections 3625 and 3647 of Howell's Annotated Statutes, relative to plank roads;

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Ulrich moved to amend the bill by inserting in line 7, recited section 30, after the words "fine of," the words "not to exceed;"

Which motion prevailed, two-thirds of all the members present voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker, Barry, Bates, Beecher, Beekman, Bentley, Black, Boynton, Brandon, Cannon, Carlton, Case, A. T., Case, O. N., Chapman, Cossitt, Cross, Crozer,	Mr. Dakin, Dickson, Divine, Dodge, Dunbar, Egan, Eldred, Engleman, Ford, Gardner, Gibbs, Hammond, Hampton, Hankerd, Harper, Hayes,	Mr. Houk, Howell, Johnson, Jones, Lincoln, Long, Manwaring, Markey, Mason, McClelend, McCormick, McKie, Northwood, Oviatt, Parkhurst, Post,	Mr. Potter, Ramsey, Sellers, Shorts, Snyder, Sutton, Swift, Town, Ulrich, Watson, Webber, Weiss, Wellman, Williams, Wood, Speaker,
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65

## NAYS.

0

Title agreed to.

House bill No. 733 (File No. 371), entitled

A bill to amend section 9030 of Howell's Annotated Statutes, being section 5668 of the compiled laws of 1871,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Sellers,

The bill was referred to the committee on printing.

House bill No. 686 (File No. 400), entitled

A bill making an appropriation of swamp land to aid in draining the swamp lands adjacent to Dowagiac creek, in Van Buren county,

Was read a third time and passed, two-thirds of all the members elect voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Baker,	Mr. Dickson,	Mr. Howell,	Mr. Rumsey,
Barry,	Divine,	Johnson,	Sellers,
Bates,	Dodge,	Jones,	Shorts,
Beecher,	Dunbar,	Lincoln,	Snyder,
Beekman,	Egan,	Long,	Sutton,
Bentley,	Eldred,	Makelim,	Swift,
Black,	Engleman,	Manwaring,	Town,
Boynnton,	Estee,	Markey,	Ulrich,
Cannon,	Ford,	Mason,	Voorhees,
Carlton,	Gardner,	McCormick,	Waltz,
Case, A. T.,	Gibbs,	McKie,	Watson,
Case, O. N.,	Hammond,	North,	Webber,
Chapman,	Hampton,	Northwood,	Wellman,
Collins,	Hankerd,	O'Keefe,	Williams,
Cossitt,	Harper,	Oviatt,	Wilson,
Cross,	Hayes,	Parkhurst,	Wood,
Crozer,	Holman,	Post,	Speaker,
Dakin,	Houk,	Potter,	

71

## NAYS.

0

Title agreed to.

On motion of Mr. Parkhurst,

By a vote of two-thirds of all the members elect. the bill was ordered to take immediate effect.

Senate joint resolution No. 21 (File No. 10), entitled

Joint resolution proposing an amendment to section 28 of the schedule of the constitution of this State, relative to the Governor's appointments,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Hampton moved to amend the joint resolution by striking out in line 5, recited section 38, the word "February" and inserting the word "April" in lieu thereof,

Which motion prevailed, two-thirds of all the members present voting therefor.

The joint resolution was then not passed, two-thirds of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Dickson,	Mr. Howell,	Mr. Parkhurst,
Barry,	Divine,	Johnson,	Post,



Mr. Bates,	Mr. Dodge,	Mr. Jones,	Mr. Potter,	
Beekman,	Dunbar,	Lincoln,	Shorts,	
Bentley,	Egan,	Long,	Sutton,	
Boynton,	Eldred,	Makelim,	Swift,	
Brandon,	Estee,	Manwaring,	Ulrich,	
Cannon,	Gardner,	Markey,	Waltz,	
Carlton,	Hammond,	Mason,	Watson,	
Case, A. T.,	Hampton,	McClelend,	Webber,	
Case, J. A.,	Hankerd,	McCormick,	Wellman,	
Case, O. N.,	Harper,	McKie,	Williams,	
Cossitt,	Hayes,	North,	Wilson,	
Cross,	Holman,	Northwood,	Wood,	
Crozer,	Houk,	O'Keefe,	Speaker,	
Dakin,				61

## NAYS.

Mr. Beecher,	Mr. Gibbs,	Mr. Rumsey,	Mr. Town,	
Chapman,	Oviatt,	Snyder,	Weiss,	8

Senate bill No. 162 (File No. 122), entitled

A bill to amend chapter 245, of the compiled laws of 1871, being chapter 318 of title 39 of Howell's Annotated Statutes, relative to "offenses against property," and to stand as section 9176a,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Crozer,	Mr. Johnson,	Mr. Shorts,	
Barry,	Dickson,	Lincoln,	Snyder,	
Bates,	Divine,	Manwaring,	Sutton,	
Beecher,	Dunbar,	Mason,	Swift,	
Beekman,	Egan,	McClelend,	Town,	
Bentley,	Eldred,	McCormick,	Ulrich,	
Black,	Engleman,	North,	Waltz,	
Brandon,	Gardner,	O'Keefe,	Weiss,	
Carlton,	Gibbs,	Oviatt,	Wellman,	
Case, A. T.,	Hammond,	Parkhurst,	Williams,	
Case, J. A.,	Harper,	Post,	Wilson,	
Chapman,	Hayes,	Potter,	Wood,	
Cossitt,	Houk,	Rumsey,	Speaker,	
Cross,	Howell,			54

## NAYS.

Mr. Boynton,	Mr. Hankerd,	Mr. Long,	Mr. Watson,	
Dakin,				5

Title agreed to.

House bill No. 228 (File No. 378), entitled

A bill to facilitate the giving of bonds required by law,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Crozer,	Mr. Johnson,	Mr. Rumsey,
Barry,	Dakin,	Lincoln,	Shorts,

Mr. Bates, Bentley, Black, Brandon, Cannon, Carlton, Case, J. A., Chapman, Collins, Cossitt, Cross,	Mr. Dickson, Divine, Dodge, Eldred, Engleman, Estee, Gardner, Hammond, Harper, Houk, Howell,	Mr. Makelim, Manwaring, Markey, McClelend, McCormick, North, Northwood, O'Keefe, Parkhurst, Post, Potter,	Mr. Sutton, Swift, Town, Ulrich, Waltz, Watson, Weiss, Wellman, Williams, Wood, Speaker,	52
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## NAYS.

Mr. Beecher, Boynton, Case, O. N.,	Mr. Dunbar, Gibbs, Hankerd,	Mr. Hayes, Holman, Jones,	Mr. Long, Oviatt,	11
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Title agreed to.

House bill No. 411 (File No. 213), entitled

A bill to amend section 48, of chapter 8, being compiler's section 875 of the compiled laws of 1871, as amended by act number 28, of the session laws of 1875, approved March 12, 1875, as amended by act number 104, of the session laws of 1881, approved April 22, 1881, the same being section 915, of the general statutes of the State of Michigan, in force, compiled and annotated by Andrew Howell, relative to the compensation of State troops,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barry, Bates, Beecher, Beekman, Bentley, Boynton, Brandon, Cannon, Case, O. N., Chapman, Collins, Cossitt, Crozer, Dickson,	Mr. Divine, Dunbar, Eldred, Engleman, Gardner, Gibbs, Hammond, Hampton, Hankerd, Harper, Hayes, Howell, Johnson,	Mr. Jones, Lincoln, Makelim, Manwaring, Mason, McClelend, McCormick, North, Northwood, O'Keefe, Oviatt, Parkhurst, Potter,	Mr. Rumsey, Shorts, Sutton, Swift, Town, Ulrich, Waltz, Watson, Webber, Weiss, Wellman, Williams, Wood,	53
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## NAYS.

Mr. Baker, Carlton,	Mr. Holman,	Mr. Houk,	Mr. Speaker,	5
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Title agreed to.

Senate bill No. 131 (File No. 154), entitled

A bill to amend section 1 of act No. 142 of the session laws of 1883, being an act entitled "An act to provide for selecting petit jurors in the upper peninsula,"

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Mason,

The bill was laid on the table.

Senate bill No. 110 (manuscript), entitled

A bill to amend act No. 28, of the session laws of 1877, approved March 9, 1877, entitled "An act to provide for the appointment of an assistant prosecuting attorney for the county of Wayne," by adding a new section thereto to stand as section 7,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baker,	Mr. Cross,	Mr. Holman,	Mr. Oviatt,	
Barry,	Crozer,	Houk,	Parkhurst,	
Bates,	Dakin,	Howell,	Post,	
Beecher,	Dickson,	Johnson,	Rumsey,	
Bentley,	Divine,	Jones,	Shorts,	
Boynton,	Dunbar,	Lincoln,	Sutton,	
Brandon,	Eldred,	Long,	Town,	
Brant,	Engleman,	Manwaring,	Waltz,	
Cannon,	Gardner,	Mason,	Watson,	
Carlton,	Gibbs,	McClelend,	Webber,	
Case, O. N.,	Hammond,	McCormick,	Wellman,	
Chapman,	Hankerd,	North,	Williams,	
Collins,	Harper,	Northwood,	Wood,	
Cossitt,	Hayes,	O'Keefe,	Speaker,	56

#### NAYS.

0

Title agreed to.

On motion of Mr. Brant,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

#### MOTIONS AND RESOLUTIONS.

Mr. Bentley moved to discharge the committee of the whole from the further consideration of

House bill No. 696 (File No, 264), entitled

A bill to authorize the officers or trustees of the several cemetery or burial grounds associations of the township of Park, county of St. Joseph, to transfer the same;

Which motion prevailed.

On motion of Mr. Bentley,

The bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baker,	Mr. Dickson,	Mr. Howell,	Mr. Potter,
Bates,	Divine,	Johnson,	Rumsey,
Beecher,	Dodge,	Kelly,	Sellers,
Beekman,	Dunbar,	Lincoln,	Shorts,
Bentley,	Egan,	Long,	Snyder,
Boynton,	Eldred,	Makelim,	Sutton,

Mr. Brandon,	Mr. Engleman,	Mr. Manwaring,	Mr. Swift,
Brant,	Estee,	Mason,	Town,
Cannon,	Gardner,	McClelend,	Ulrich,
Carlton,	Gibbs,	McCormick,	Walthew,
Case, A. T.,	Hammond,	McKie,	Waltz,
Case, O. N.,	Hampton,	North,	Webber,
Chapman,	Hankerd,	Northwood,	Weiss,
Collins,	Harper,	O'Keefe,	Wellman,
Cossitt,	Hayes,	Oviatt,	Williams,
Cross,	Holman,	Parkhurst,	Wood,
Crozer,	Houk,	Post,	Speaker,
Dakin,			

69

NAYS.

0

Title agreed to.

On motion of Mr. Bentley,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Hankerd moved to take from the table

Senate bill No. 383 (File No. 137), entitled

A bill to authorize and empower the board of supervisors of Jackson county and the Jackson county agricultural society to sell the grounds in the city of Jackson known as the fair grounds, and to purchase other grounds to be used as public grounds and grounds for holding agricultural and other fairs ;

Which motion prevailed.

The question being on the passage of the bill,

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Barry,	Mr. Crozer,	Mr. Holman,	Mr. Rumsey,
Bates,	Dakin,	Howell,	Sellers,
Beecher,	Davis,	Johnson,	Shorts,
Beekman,	Dickson,	Jones,	Snyder,
Bentley,	Divine,	Lincoln,	Sutton,
Black,	Dodge,	Long,	Swift,
Boymton,	Dunbar,	Makelim,	Town,
Brandon,	Egan,	Manwaring,	Ulrich,
Cannon,	Eldred,	McClelend,	Walthew,
Carlton,	Engleman,	McCormick,	Waltz,
Case, A. T.,	Estee,	McKie,	Watson,
Case, J. A.,	Gardner,	North,	Weiss,
Case, O. N.,	Gibbs,	Northwood,	Wellman,
Chapman,	Hammond,	O'Keefe,	Williams,
Collins,	Hankerd,	Oviatt,	Wood,
Cossitt,	Harper,	Parkhurst,	Speaker,
Cross,	Hayes,	Post,	

67

NAYS.

0

Title agreed to.

On motion of Mr. Hankerd,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

## GENERAL ORDER.

On motion of Mr. Chapman,

The House went into committee of the whole on the general order.

Whereupon the Speaker called Mr. O'Keefe to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

1. Senate bill No. 221 (File No. 114), entitled

A bill to provide for heating, finishing, and furnishing of the asylum for insane criminals;

2. Senate bill No. 136 (File No. 180), entitled

A bill making an appropriation for the purchase of books for the State library and for other purposes;

3. Senate bill No. 263 (Senate File No. 185), entitled

A bill making appropriations for the current expenses and for buildings, etc., for the Michigan School for the Blind for the years 1885 and 1886;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following:

4. Senate bill No. 193 (File No. 172), entitled

A bill to amend section 45 of chapter 147 of the compiled laws of 1871, relative to estates in real property, being section 5561 of Howell's Annotated Statutes;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

R. D. O'KEEFE, *Chairman*.

Report accepted and committee discharged.

The first, second and third named bills were placed on the order of third reading.

On motion of Mr. Chapman,

The House concurred in the action of the committee in striking out all after the enacting clause of the fourth named bill, and

The title and enacting clause were laid on the table.

On motion of Mr. McCormick,

The House took a recess until 2 o'clock P. M.

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AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: a quorum present.

It being the hour for the

## SPECIAL ORDER,

Being the consideration of

Senate bill No. 202 (File No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan,

On motion of Mr. Parkhurst,

The special order was discharged from the further consideration of the bill, and it was placed on the general order.

GENERAL ORDER.

On motion of Mr. Chapman,

The House went into committee of the whole on the general order,

Whereupon the Speaker called Mr. Campbell to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

1. Senate bill No. 143 (File No. 115) entitled

A bill to provide for the continuance of action in justices' courts in case of vacancy in the office, or sickness, absence, or other inability of the justice before whom the same shall have been commenced to perform the duties of his office;

2. Senate bill No. 366 (File No. 182), entitled

A bill to fix the liability of sureties on the bonds of public officers;

3. House bill No. 145 (File No. 377), entitled

A bill to provide that all sureties upon official bonds shall make justification under oath of their pecuniary responsibility;

4. House bill No. 676 (File No. 364), entitled

A bill making an appropriation for an engine and boiler house and sundry internal improvements in the State prison at Jackson, Michigan; also an appropriation for the purpose of manufacturing in said institution on State account;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following:

5. House joint resolution No. 39 (File No. 22), entitled

Joint resolution to amend section 1 of article 7 of the constitution of this State, relative to elections;

6. House bill No. 367 (File No. 351), entitled

A bill to encourage the construction of wire or other open fences on public highways;

7. House bill No. 423 (File No. 339), entitled

A bill to amend section 9 of chapter seventy-one, of the revised statutes of 1846, entitled "Of the inventory and collection of the effects of deceased persons" (being section 5877, of Howell's Statutes);

8. Senate bill No. 218 (File No. 181), entitled

A bill to provide for an appropriation for the preparation, publication, and distribution of the proceedings of the annual meetings of the Michigan superintendents of the poor for the years 1885 and 1886;

9. House bill No. 567 (File No. 173), entitled

A bill to amend section 6 of act No. 259 of session laws of 1881, being section 2275 of Howell's Annotated Statutes of the State of Michigan, entitled "An act to regulate the sale of spirituous, malt, brewed, fermented, and vinous liquors, to prohibit the sale of such liquors to minors, to intoxicated persons, and to persons in the habit of getting intoxicated; to provide a remedy against persons selling liquors to husbands or children in certain cases, and to repeal all acts or parts of acts inconsistent herewith, and all acts amendatory thereto;"

10. Senate bill No. 82 (File No. 93), entitled

A bill to regulate the practice of pharmacy in the State of Michigan;

11. House bill No. 192 (File No. 349), entitled

A bill to prohibit the use of scrip or store orders in the payment of wages of laborers in shops and factories;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following:

12. House bill No. 86 (File No. 355), entitled

A bill to authorize the establishment of a home for disabled volunteer soldiers, sailors, and marines, in the State of Michigan;

And have directed their chairman to report the same back to the House with the recommendation that it be made the special order for Thursday, May 21, at 10 o'clock A. M.

The committee of the whole have also had under consideration the following:

13. House bill No. 298 (File No. 107), entitled

A bill to amend section 1 of act No 156 of the public acts of 1881, being section 1281 of Howell's Annotated Statutes of 1882;

14. House bill No. 582 (File No. 380), entitled

A bill to amend sections 7, 8, 9, 14, 16 and 18 of chapter 236 of Howell's Annotated Statutes, being compiler's sections 6215, 6216, 6217, 6218, 6220, and 6222, relative to marriage and the solemnization thereof;

15. House joint resolution No. 30 (File No. 21), entitled

Joint resolution to amend sections 6, 7, 8, 9, 10, and 11, of article 10 of the constitution of the State of Michigan;

16. House bill No. 571 (File No. 361), entitled

A bill making an appropriation for the purchase of certain lands adjoining lands now owned by the Michigan State Prison at Jackson;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

The committee of the whole have also had under consideration the following:

17. House bill No. 635 (File No. 161), entitled

A bill to revise and amend the charter of the city of Niles;

And have directed their chairman to report the same back to the House, with the recommendation that it be laid on the table.

M. D. CAMPBELL, *Chairman*.

Report accepted and committee discharged.

The first, second, third, and fourth named bills were placed on the order of third reading.

On motion of Mr. Voorhees.

The House concurred in the amendments made by the committee to the fifth, sixth, seventh, eighth, ninth, and tenth named bills, and they were placed on the order of third reading.

The question being on concurring in the amendment made by the committee to the eleventh named bill,

Mr. Dakin demanded the yeas and nays.

The demand was not seconded.

The House then concurred in the amendments made by the committee to the eleventh named bill, and it was placed on the order of third reading.

On motion of Mr. Ford,

The House concurred in the recommendation of the committee relative to the twelfth named bill, and it was made the special order for Thursday, May 21, at 10 A. M.

On motion of Mr. McCormick,

The House concurred in the action of the committee in striking out all after the enacting clauses of the thirteenth and fourteenth named bills, and Their titles and enacting clauses were laid on the table.

The question being on concurring in the action of the committee in striking out all after the enacting clause of the fifteenth named joint resolution,

On motion of Mr. Houk,

The joint resolution was referred to the committee on towns and counties.

The question being on concurring in the action of the committee in striking all after the enacting clause of the sixteenth named bill,

On motion of Mr. Oviatt,

The bill was referred to the committee on State prison and ways and means jointly.

On motion of Mr. McKie,

The House concurred in the recommendation of the committee relative to the seventeenth named bill, and it was laid on the table.

On motion of Mr. Cannon,

The House adjourned.

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*Lansing, Wednesday, May 20, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Franklin.

Roll called: quorum present.

Absent without leave: Messrs. Blacker, Conrad, Kelly, Malcolm, Markey, McClelland, McNabb, and Richardson.

On motion of Mr. Ford,

Leave of absence was granted to Mr. Kelly for the day.

On motion of Mr. Ford,

Leave of absence was granted to Mr. Blacker indefinitely.

On motion of Mr. Lincoln,

Leave of absence was granted to Mr. Richardson for the day.

On motion of Mr. Estee,

Leave of absence was granted to Mr. Markey for the morning.

On motion of Mr. Egan,

Leave of absence was granted to Mr. McClelland for the day.

On motion of Mr. Wiggins,

Leave of absence was granted to Mr. Conrad for the day.

On motion of Mr. Wiggins,

Leave of absence was granted to Mr. McNabb for the day.



On motion of Mr. Bardwell,  
Leave of absence was granted to Mr. Malcolm for the day.

PRESENTATION OF PETITIONS.

No. 966. By Mr. Houk: Petition of A. C. Ketchem, F. Brown, F. Harington, and 30 others, citizens of Kent county, asking for the passage of Senate bill 98 to secure to women the right to vote at municipal elections;  
Referred to committee an elections.

REPORTS OF STANDING COMMITTEES.

By the committee on education:

The committee on education, to whom was referred

House bill No. 485, entitled

A bill to amend sections 1, 2, 3, 5, 6, 7, 8, 9, and 10 of act No. 144 of session laws of 1883, entitled "An act to provide for the compulsory education of children in certain cases,"

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without recommendation, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Ulrich,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICER, }  
*Lansing, May 19, 1885.* }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[House bill No. 583, being]

An act to revise the charter of the city of East Saginaw, being amendatory of an act entitled "An act to incorporate the city of East Saginaw," approved February 14, 1859, as amended by the several acts amendatory thereof;

Also,

[House bill No. 246, File No. 262, being]

An act to change the names of certain streets in Bay City;

Also,

[House bill No. 295, File No. 115, being]

An act to provide for the challenge of talesmen in justices' courts;

Also,

[House bill No. 279, File No. 127, being]

A n act to amend compiler's section No. 5955 of compiled laws of 1871 of the laws of Michigan, the same being compiler's section 7526 of Howell's Annotated Statutes, relative to proof of demands in suits;

Also,

[House bill No. 129, File No. 45, being]

An act providing for the employment, defining the duties and fixing the compensation of a stenographer for the fourth judicial circuit, State of Michigan;

Also,

Concurrent resolution relative to the death of Hon. Allen Potter.

R. A. ALGER, *Governor.*

The message was laid on the table.

#### COMMUNICATIONS FROM STATE OFFICERS.

The Speaker announced the following:

*Lansing, May 18, 1885.*

*To the Honorable the Legislature of Michigan:*

The Board of State Auditors, to whom was referred, by concurrent resolution, approved April 2, 1885, the matter of lighting the capitol and capitol grounds, would respectfully report that they have had the matter under careful consideration, and from the best information obtainable in the somewhat limited time allowed for this report they find that the probable cost of the installation of an electric light plant of sufficient size for properly lighting the capitol and grounds would be from \$20,000 to \$31,000, depending somewhat on the quality of the light and the thoroughness of its distribution, and that the expense of maintaining and operating the said plant would be about \$550 per year.

It must be borne in mind that these estimates are only approximately correct, as the Board felt warranted in asking only for estimates and not bids.

The amount paid for gas for the years 1883 and 1884 was \$10,069.57.

All of which is respectfully submitted.

H. A. CONANT,

E. H. BUTLER,

M. S. NEWELL,

*Board of State Auditors.*

The communication was referred to the committee on ways and means.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
*Lansing, May 19, 1885.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following bill:

House bill No. 194 (File No. 268), entitled

A bill to establish a board of building inspectors in and for the city of Detroit, and to define its powers and duties;

And to inform the House that the Senate has amended the same by adding the following to stand as section 13 of the bill:

SEC. 13. All acts or parts of acts in conflict with the provisions of this act are hereby repealed;

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Laid over one day under the rules.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, May 19, 1885. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed to return to the House the following bill :

House bill No. 660 (File No. 358), entitled

A bill making appropriation for improvements at the State House of Correction at Ionia ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }  
Lansing, May 19, 1885. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed by the Senate to transmit the following bills :

1. Senate bill No. 122 (File No. 145), entitled

A bill to amend section 3 of act No. 193 of the session laws of 1867, being section 8020 of Howell's Annotated Statutes of 1882, relative to attachment :

2. Senate bill No. 123 (File No. 144), entitled

A bill to amend section 2 of chapter 165 of the compiled laws of 1871, being section 6109 of Howell's Annotated Statutes, relative to adjournment of sales of real estate on execution ;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. J. A. Case, by unanimous consent, moved to take from the table House bill No. 694, entitled

A bill to authorize and empower the board of control of State swamp lands for the construction of the Alpena and Wolf Creek State road ;

Which motion prevailed.

On motion of Mr. J. A. Case,

The bill was referred to the committee on public lands.

### THIRD READING OF BILLS.

Senate bill No. 263 (File No. 185), entitled

A bill making appropriations for the current expenses and for buildings, etc., for the Michigan School for the Blind for the years 1885 and 1886,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Baker,	Mr. Diekema,	Mr. Long,	Mr. Sutton,
Bardwell,	Divine,	Makelim,	Swift,
Barry,	Dunbar,	Manwaring,	Town,
Beekman,	Egan,	Mason,	Ulrich,
Brandon,	Eldred,	North,	Walthew,
Campbell,	Estee,	Northwood,	Waltz,
Cannon,	Ford,	O'Keefe,	Watson,
Carlton,	Gardner,	Parkhurst,	Webber,
Case, J. A.,	Gibbs,	Post,	Weiss,
Chapman,	Gleason,	Potter,	Wellman,
Collins,	Hammond,	Powers,	Wiggins,
Coomer,	Harper,	Rumsey,	Williams,
Cossitt,	Hayes,	Shorts,	Wilson,
Cross,	Houk,	Snyder,	Wood,
Crozer,	Howell,	Staples,	Wright,
Dakin,	Johnson,	Stark,	Speaker,
Dickson,	Lincoln,		

66

## NAYS.

0

Title agreed to.

On motion of Mr. Watson,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 136 (File No. 180), entitled

A bill making an appropriation for the purchase of books for the State library, and for other purposes,

Was read a third time and passed, a majority of all the members elect voting therefor by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Diekema,	Mr. Long,	Mr. Sutton,
Bardwell,	Divine,	Makelim,	Swift,
Barry,	Dunbar,	Manwaring,	Town,
Beekman,	Egan,	Mason,	Ulrich,
Campbell,	Eldred,	North,	Voorhees,
Cannon,	Engleman,	Northwood,	Walthew,
Carlton,	Estee,	O'Keefe,	Waltz,
Case, A. T.,	Ford,	Oviatt,	Watson,
Case, J. A.,	Gardner,	Parkhurst,	Webber,
Chapman,	Gibbs,	Post,	Weiss,
Coleman,	Gleason,	Potter,	Wellman,
Collins,	Harper,	Rumsey,	Wiggins,
Coomer,	Hayes,	Sellers,	Williams,
Cossitt,	Houk,	Shorts,	Wilson,
Cross,	Howell,	Snyder,	Wright,
Dakin,	Johnson,	Staples,	Speaker,
Dickson,	Lincoln,	Stark,	

67

## NAYS.

0

Title agreed to.

On motion of Mr. Gardner,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 221 (File No. 114), entitled

A bill to provide for heating, finishing, and furnishing of the asylum for insane criminals,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Diekema,	Mr. Lincoln,	Mr. Stark,
Bardwell,	Divine,	Long,	Sutton,
Barry,	Dunbar,	Makelim,	Swift,
Beekman,	Egan,	Manwaring,	Town,
Cannon,	Eldred,	Mason,	Ulrich,
Carlton,	Estee,	North,	Voorhees,
Case, J. A.,	Gardner,	Northwood,	Walthew,
Case, O. N.,	Gibbs,	O'Keefe,	Waltz,
Chapman,	Gleason,	Oviatt,	Webber,
Coleman,	Hammond,	Parkhurst,	Weiss,
Collins,	Harper,	Potter,	Wellman,
Cossitt,	Hayes,	Rumsey,	Wiggins,
Cross,	Holman,	Sellers,	Williams,
Orozer,	Houk,	Shorts,	Wilson,
Davis,	Howell,	Snyder,	Wright,
Dickson,	Johnson,	Staples,	Speaker, 64

## NAYS.

0

Title agreed to.

On motion of Mr. Collins,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 218 (File No. 181), entitled

A bill to provide for an appropriation for the preparation, publication, and distribution of the proceedings of the annual meetings of the Michigan Superintendents of the Poor for the years 1885 and 1886,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Howell moved to reconsider the vote by which the House agreed to amend the bill by striking out in lines 1 and 2, section 2, the words "the State board of corrections and charities" and inserting the word "State," in lieu thereof;

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Bardwell,	Mr. Divine,	Mr. Johnson,	Mr. Snyder,
Barry,	Dunbar,	Lincoln,	Staples,
Beekman,	Egan,	Long,	Sutton,
Black,	Eldred,	Manwaring,	Town,
Boynton,	Engleman,	Mason,	Ulrich,
Campbell,	Estee,	Northwood,	Voorhees,
Cannon,	Ford,	O'Keefe,	Watson,
Carlton,	Gardner,	Oviatt,	Webber,
Case, J. A.,	Gleason,	Parkhurst,	Wellman,

Mr. Case, O. N.,	Mr. Hampton,	Mr. Post,	Mr. Wiggins,	
Chapman,	Hankerd,	Potter,	Williams,	
Coleman,	Hayes,	Powers,	Wilson,	
Collins,	Holman,	Rumsey,	Wood,	
Crozer,	Houk,	Sellers,	Wright,	
Diekema,	Howell,	Shorts,	Speaker,	60

## NAYS.

Mr. Baker,	Mr. Dakin,	Mr. Dickson,	Mr. Swift,	
Cross,				5

Title agreed to.

On motion of Mr. Diekema,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 567 (File No. 173), entitled

A bill to amend section 6 of act No. 259 of Session Laws of 1881, being section 2275 of Howell's Annotated Statutes of the State of Michigan, entitled "An act to regulate the sale of spirituous, malt, brewed, fermented, and vinous liquors, to prohibit the sale of such liquors to minors, to intoxicated persons, and to persons in the habit of getting intoxicated; to provide a remedy against persons selling liquors to husbands or children in certain cases, and to repeal all acts or parts of acts inconsistent herewith, and all acts amendatory thereto;"

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Watson moved to amend the bill by striking out in 3, recited section 6, the word "or" and inserting the word "and," in lieu thereof.

On which,

Mr. Watson demanded the yeas and nays.

The demand was seconded, and the motion to amend did not prevail, by yeas and nays, as follows:

## YEAS.

Mr. Bardwell,	Mr. Cross,	Mr. Hayes,	Mr. Swift,	
Beecher,	Dickson,	Holman,	Town,	
Beekman,	Diekema,	Houk,	Waltz,	
Boynton,	Divine,	Manwaring,	Watson,	
Campbell,	Eldred,	Oviatt,	Webber,	
Carlton,	Gardner,	Parkhurst,	Williams,	
Case, A. T.,	Gibbs,	Post,	Wood,	
Chapman,	Harper,	Shorts,		31

## NAYS.

Mr. Baker,	Mr. Crozer,	Mr. Lincoln,	Mr. Snyder,	
Barry,	Dakin,	Long,	Staples,	
Black,	Davis,	Mason,	Stark,	
Brandon,	Egan,	McNabb,	Sutton,	
Cannon,	Estee,	North,	Walthew,	
Case, J. A.,	Ford,	Northwood,	Wellman,	
Case, O. N.,	Gleason,	Potter,	Wiggins,	
Coleman,	Hampton,	Powers,	Wilson,	
Collins,	Hankerd,	Rumsey,	Wright,	
Coomer,	Johnson,	Sellers,	Speaker,	
Cossitt,				41

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Black,	Mr. Ford,	Mr. O'Keefe,	Mr. Voorhees,
Cannon,	Gleason,	Potter,	Walthew,
Carlton,	Hampton,	Powers,	Webber,
Case, O. N.,	Hankerd,	Rumsey,	Wellman,
Coleman,	Johnson,	Sellers,	Wiggins,
Collins,	Lincoln,	Snyder,	Wilson,
Coomer,	Long,	Staples,	Wood,
Cossitt,	Mason,	Stark,	Wright,
Crozer,	McNabb,	Sutton,	Speaker,
Estee,			

37

## NAYS.

Mr Baker,	Mr. Cross,	Mr. Gardner,	Mr. Northwood,
Barry,	Dakin,	Gibbs,	Oviatt,
Beecher,	Dickson,	Harper,	Parkhurst,
Beekman,	Diekema,	Hayes,	Shorts,
Boynton,	Divine,	Holman,	Swift,
Campbell,	Dunbar,	Houk,	Town,
Case, A. T.,	Egan,	Howell,	Ulrich,
Case, J. A.,	Eldred,	Manwaring,	Waltz,
Chapman,	Engleman,	North,	Watson,

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## GENERAL ORDER.

On motion of Mr. Ford,

The House went into committee of the whole on the general order.

Whereupon the Speaker called Mr. Post to the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 202 (Senate file No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan,

But not having gone through therewith, have directed chairman to report that fact to the House and leave to sit again.

FLOYD L. POST, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Ford,

Leave was granted the committee to sit again for the consideration of the bill.

On motion of Mr. Campbell,

The House took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The House took up the

## PRESENTATION OF PETITIONS.

No. 967. By Mr. Egan: Petition of 85 citizens of Detroit relative to annexation.

On demand of Mr. Egan,

The petition was read at length, and spread at large on the Journal, as follows:

*To the Honorable House of Representatives of the State of Michigan:*

The undersigned citizens and tax payers of the city of Detroit respectfully represent that we are strongly in favor of the annexation of all that portion of Springwells to the city of Detroit lying east of Lovers' Lane, and owing to the fact that all of the large manufactories and residences of the numerous mechanics employed therein are located between Clark avenue and Lovers' Lane, we would respectfully urge the adoption of Lovers' Lane as the line on the west.

Referred to the committee on municipal corporations.

No. 968. By Mr. O. N. Case: Resolutions of the board of aldermen of Detroit relative to annexation.

On demand of Mr. O. N. Case,

The petition was read at length, and spread at large on the Journal, as follows:

*To the Honorable Members of the House of Representatives of the State of Michigan:*

The undersigned committee of the board of aldermen of the city of Detroit, most respectfully submit the following resolution which was unanimously adopted at last night's session of said board:

By Alderman Jacob:

WHEREAS, The State Senate has seen fit against the wish and protest of this body and the people of the city of Detroit, to adopt Clark avenue as a boundary line on the west in the bill to annex property to the city;

AND WHEREAS, The boundary line in order to be of material benefit should include the large manufactories and thickly settled portions of Springwells lying near Lovers' Lane;

AND WHEREAS, Lovers' Lane would satisfy a larger portion of the people residing in and out of the city; therefore,

*Resolved*, That the Representatives of this city in the State Legislature, Messrs. Case, Collins, Brant, Egan, Long, Walthew, and McClelland, be respectfully requested to labor for the adoption of Lovers' Lane as the boundary on the west.

*Resolved*, That a committee of three members with the city attorney be appointed to go to Lansing to-morrow and urge the adoption of the annexation bill in accordance herewith.

JOHN C. JACOBS,  
JOSEPH NAGLE,  
WM. J. STAPLETON,  
*Committee.*  
JNO. B. CORLISS,  
*City Attorney.*

Referred to the committee on municipal corporations.

It being the hour for the

## SPECIAL ORDER,

Being the consideration of  
Senate bill No. 23 (File No. 176), entitled



A bill to amend sections 3, 4, and 5 of chapter 1, of an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," being act No. 326 of the session laws of 1883, approved June 7, 1883, and to add 3 new sections to said chapter, to be known as sections 6, 7, and 8;

On motion of Mr. O. N. Case,

The special order was discharged from the further consideration of the bill, and it was referred to and placed at the head of the general order.

#### GENERAL ORDER.

On motion of Mr. Markey,

The House went into committee of the whole on the general order.

Whereupon the Speaker called Mr. Watson to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 23 (File No. 176), entitled

A bill to amend sections 3, 4, and 5, of chapter 1 of an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," being act No. 326 of the session laws of 1883, approved June 7, 1883, and to add three new sections to said chapter, to be known as section 6, 7, and 8;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

HENRY WATSON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Egan,

The House concurred in the amendments made by the committee to the bill, and

On motion of Mr. O. N. Case,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor by yeas and nays as follows:

#### YEAS.

Mr. Bardwell,	Mr. Davis,	Mr. Houk,	Mr. Snyder,
Barry,	Dickson,	Howell,	Staples,
Beecher,	Diekema,	Johnson,	Stark,
Beekman,	Divine,	Lincoln,	Sutton,
Black,	Dodge,	Long,	Town,
Brandon,	Dunbar,	Manwaring,	Ulrich,
Brant,	Egan,	Markey,	Voorhees,
Campbell,	Eldred,	McNabb,	Walthew,
Cannon,	Engleman,	North,	Waltz,
Carlton,	Estee,	Northwood,	Watson,
Case, A. T.,	Ford,	Oviatt,	Webber,
Case, J. A.,	Gibbs,	Parkhurst,	Wellman,
Case, O. N.,	Gleason,	Post,	Wiggins,
Chapman,	Hammond,	Powers,	Williams,
Collins,	Hampton,	Richardson,	Wilson,

Mr. Conrad, Coomer, Dakin,	Mr. Hankerd, Harper, Hayes,	Mr. Rumsey, Sellers, Shorts,	Mr. Wood, Wright, Speaker,	72 0
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NAYS.

Title agreed to.

On motion of Mr. Egan,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

#### GENERAL ORDER.

On motion of Mr. Ford,

The House went into committee of the whole on the general order.

Whereupon the Speaker called Mr. Post to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

1. Senate bill No. 202 (File No. 65) and substitute, entitled

A bill making an appropriation for the use and maintenance of the University of Michigan;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following:

2. House bill No. 31 (File No. 163), entitled

A bill to amend section 4 of act No. 164 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," approved May 21, 1881, said section 4 being compiler's section 5029 of Howell's General Statutes;

3. Senate bill No. 77 (File No. 97), entitled

A bill to amend section 7 of act No. 44 of the session laws of 1859, being "An act for the benefit of fractional school district No. 1 of Vassar, and No. 2 of Tuscola," approved February 3, 1859;

4. House bill No. 526 (File No. 386), entitled

A bill to authorize the appointment of an assistant prosecuting attorney for Jackson county;

5. House bill No. 641 (File No. 389), entitled

A bill to amend sections 1 and 2 of act number 178 of the session laws of 1881, approved May 31, 1881, relative to jurisdiction of circuit courts in suits against mutual benefit, coöperative, and benevolent associations, being compiler's sections 4360 and 4361 of Howell's Annotated Statutes of 1882;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have had under consideration the following:

6. House bill No. 124 (File No. 394), entitled

A bill relating to telephone companies and to regulate the use and rental of telephones in this State;

But not having gone through therewith, have directed their chairmen to report that fact to the House and ask leave to sit again.

FLOYD POST, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Watson,

The House concurred in the amendments made by the committee to the first named bill and it was placed on the order of third reading.

The second, third, fourth, and fifth named bills were placed on the order of third reading.

On motion of Mr. Dodge,

Leave was granted the committee to sit again for the consideration of the sixth named bill.

Mr. Cannon moved that the House take a recess until 7 P. M.

Pending which,

On motion of Mr. Watson,

The House adjourned.

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*Lansing, Thursday, May 21, 1885.*

The House met pursuant to adjournment, and was called to order by the Speaker *pro tem*.

Prayer by the Rev. Mr. Ford.

Roll called: quorum present.

Absent without leave: Messrs. Bates, Clark, McClelend, and Post.

On motion of Mr. Egan,

Leave of absence was granted to Mr. McClelend for the day.

On motion of Mr. McCormick,

Leave of absence was granted to Mr. Bates for the day.

On motion of Mr. McKie,

Leave of absence was granted to himself until Monday next.

On motion of Mr. Northwood,

Leave of absence was granted to Mr. Clark until Saturday next.

#### REPORTS OF STANDING COMMITTEES.

By the committee on public lands:

The committee on public lands, to whom was referred

House bill No. 260, entitled

A bill to amend section 5 of act 31, passed February 4, 1858, being section 5394 of Howell's Annotated Statutes of 1882, relative to the sale and reclamation of swamp lands and securing preëmption of settlers,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

CALVIN K. BRANDON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Rumsey,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report, as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 122 (File No. 167), entitled

A bill to provide for the compulsory reformatory education of juvenile disorderly persons.

Also,

House Bill No. 660 (File No. 358), entitled

A bill making an appropriation for improvements at the State House of Correction at Ionia;

Also,

Senate substitute for

House bill No. 128 (File No. 70), entitled

A bill to amend sections 1 and 2 of chapter 32 of the compiled laws of 1871, entitled "An act to provide for the recording of town plats, and for vacating the same in certain cases," being compiler's section No. 1344 as amended by act No. 108 of the session laws of 1873, and section 1 of chapter 32, Howell's Annotated Statutes.

R. J. DICKSON, *Chairman*.

Report accepted.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 318 (File No. 211), entitled

A bill to provide for the introduction and use of automatic or other safety car couplers upon the railroads of this State,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

ALONZO C. DAVIS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. McCormick;

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

### THIRD READING OF BILLS.

House bill No. 423 (File No. 339), entitled

A bill to amend section 9 of chapter seventy-one, of the revised statutes of 1846, entitled "Of the inventory and collection of the effects of deceased persons" (being section 5877 of Howell's Statutes.)

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Baker,	Mr. Diekema,	Mr. Kelly,	Mr. Rumsey,
Bardwell,	Divine,	Lincoln,	Shorts,
Barry,	Dunbar,	Long,	Snyder,
Beecher,	Egan,	Makelim,	Staples,

Mr. Beekman,	Mr. Eldred,	Mr. Malcolm,	Mr. Stark,
Black,	Engleman,	Manwaring,	Swift,
Boynton,	Estee,	Mason,	Town,
Campbell,	Ford,	McCormick,	Ulrich,
Cannon,	Gardner,	McGregor,	Walthew,
Carlton,	Gibbs,	McKie,	Waltz,
Case, J. A.,	Gleason,	McNabb,	Watson,
Chapman,	Hammond,	North,	Weiss,
Collins,	Hampton,	Northwood,	Wellman,
Coomer,	Hankerd,	O'Keefe,	Wiggins,
Cossitt,	Holman,	Oviatt,	Williams,
Cross,	Houk,	Parkhurst,	Wilson,
Dakin,	Howell,	Potter,	Wood,
Davis,	Johnson,	Powers,	Speaker,
Dickson,	Jones,		<i>pro tem</i> , 74

## NAYS.

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The question being on agreeing to the title,

Mr. Collins moved to amend the title so as to read as follows:

A bill to amend section nine of chapter 157, of the compiled laws of 1871, entitled "The inventory and collection of the effects of deceased persons," being compiler's section 5877 of Howell's Annotated Statutes;

Which motion prevailed.

The title as amended was then agreed to.

House bill No. 367 (File No. 351), entitled

A bill to encourage the construction of wire or other open fences on public highways,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. A. T. Case moved to amend the bill by inserting in line 2, section 1, after the words "fence, or," the words "fence of any."

Which motion prevailed, two-thirds of all the members present voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Dickson,	Mr. Kelly,	Mr. Potter,
Bardwell,	Divine,	Lincoln,	Powers,
Barry,	Dunbar,	Long,	Shorts,
Beecher,	Egan,	Makelim,	Snyder,
Beekman,	Eldred,	Manwaring,	Staples,
Case, A. T.,	Engleman,	Mason,	Swift,
Case, J. A.,	Estee,	McCormick,	Ulrich,
Conrad,	Ford,	McGregor,	Walthew,
Coomer,	Gibbs,	McNabb,	Waltz,
Cossitt,	Hampton,	North,	Wellman,
Cross,	Hayes,	O'Keefe,	Wiggins,
Dakin,	Houk,	Oviatt,	Wright,
Davis,	Jones,	Parkhurst,	

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## NAYS.

Mr. Bentley,	Mr. Gardner,	Mr. Malcolm,	Mr. Weiss,
Campbell,	Gleason,	McKie,	Williams,

Mr. Cannon, Carlton, Chapman, Diekema,	Mr. Hammond, Hankerd, Howell, Johnson,	Mr. Northwood, Town, Watson, Webber,	Mr. Wilson, Wood, Speaker <i>pro tem.</i> , 23
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Title agreed to.

House joint resolution No. 39 (File No. 22), entitled  
Joint resolution to amend section 1 of article 7 of the constitution of this State, relative to elections;

Was read a third time and passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker, Bardwell, Barry, Beecher, Beekman, Bentley, Black, Boynton, Brant, Campbell, Cannon, Carlton, Case, A. T., Case, J. A., Case, O. N., Chapman, Collins, Conrad, Coomer, Coassitt,	Mr. Cross, Crozer, Dakin, Davis, Dickson, Divine, Dodge, Dunbar, Egan, Eldred, Engleman, Estee, Ford, Gibbs, Hammond, Hampton Harper, Hayes, Holman, Houk,	Mr. Howell, Johnson, Kelly, Lincoln, Long, Makelim, Malcolm, Manwaring, Markey, Mason, McClelland, McCormick, McGregor, McKie, McNabb, North, Northwood, O'Keefe, Oviatt, Parkhurst,	Mr. Potter, Powers, Richardson, Shorts, Staples, Stark, Swift, Town, Ulrich, Walthew, Waltz, Watson, Webber, Weiss, Wellman, Wiggins, Williams, Wilson, Wood, Speaker, <i>pro tem.</i> 81
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## NAYS.

Mr. Brandon, Diekema, Gardner,	Mr. Gleason, Hankerd, Jones,	Mr. Rumsey, Snyder,	Mr. Sutton, Wright,
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Title agreed to.

The following is the joint resolution:

*Resolved by the Senate and House of Representatives of the State of Michigan,* That the following amendment to the constitution of this State be and the same is hereby proposed to stand as section one (1) of article seven (7):

SECTION 1. In all elections, every citizen and every inhabitant (whether male or female), residing in the State on the twenty-fourth day of June, one thousand eight hundred and thirty-five; every \* \* inhabitant residing in the State on the first day of January, one thousand eight hundred and [eighty-six], who has declared his [or her] intention to become a citizen of the United States, pursuant to the laws thereof, six months preceding an election, or who has resided in the State two years and six months, and declared his or her intention as aforesaid, and every civilized \* \* inhabitant of Indian descent, a native of the United States, and not a member of any tribe,

shall be an elector, and entitled to vote; but no citizen or inhabitant shall be an elector or entitled to vote at any election, unless he [or she] shall be above the age of twenty-one years, and has resided in this State three months, and in the township or ward in which he or she offers to vote, ten days next preceding such election: *Provided*, That in time of war, insurrection, or rebellion, no qualified elector in the actual military service of the United States, or of this State, in the army or navy thereof, shall be deprived of his or her vote by reason of his or her absence from the township, ward or State in which he or she resides; and the Legislature shall have the power, and shall provide the manner in which, and the time and place at which such absent electors may vote, and for the canvass and return of their votes to the township or ward election district in which they respectively reside, or otherwise.

SEC. 2. Said amendment shall be submitted to the people of this State at the general election to be held on the first Tuesday after the first Monday in November, in the year eighteen hundred and eighty-six, and the Secretary of State is hereby required to give notice of the same to the sheriffs of the several counties in this State, in the same manner that he is now by law required to do in cases of an election of Governor and Lieutenant Governor, and the inspectors of election in the several townships and cities of this State shall prepare a suitable ballot box for the reception of ballots cast for and against said amendment. Each person voting for said amendment of section one, article seven, shall have written or printed on his ballot, the words: "Amendment relative to elections—Yes." And each person voting against said amendment shall have written or printed on his ballot the words: "Amendment relative to elections—No." The ballots in all respects shall be canvassed and returns made as in election of Governor and Lieutenant Governor.

House bill No. 192 (File No. 349), entitled

A bill to prohibit the use of scrip or store orders in the payment of wages of laborers in shops and factories,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Walthew moved to amend the bill by adding at the end of line 6, section 1, the words "in writing;"

Pending the consideration of which,

The hour for the

#### SPECIAL ORDER

Having arrived,

On motion of Mr. Ford,

The House went into committee of the whole, on the special order.

Whereupon the Speaker called Mr. Swift to the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following:

House bill No. 86 (File No. 355), entitled

A bill to authorize the establishment of a home for disabled volunteer soldiers, sailors, and marines, in the State of Michigan;

But not having gone through therewith, have directed their chairman to report that fact to the House, and ask leave to sit again.

ORSON SWIFT, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Dodge,

Leave was granted the committee to sit again for the consideration of the bill.

On motion of Mr. Brandon,  
The House took a recess until 2 o'clock, P. M.

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AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker *pro tem*.

Roll called: quorum present.

Mr. Oviatt, by unanimous consent, offered the following:

*Resolved by the House of Representatives of the State of Michigan*, That the Clerk of the House is hereby instructed to invite Prof. Kedzie to appear before the committee on State affairs to explain his views and give said committee and this House information in regard to the proposed reduction of the test on coal oil;

Which was adopted.

It being the hour for the

SPECIAL ORDER,

Being the consideration of

House bill No. 124 (File No. 394), entitled

A bill relating to telephone companies and to regulate the use and rental of telephones in this State,

On motion of Mr. Northwood,

The special order was discharged from the further consideration of the bill, and it was placed at the head of the general order.

SPECIAL ORDER.

On motion of Mr. Northwood,

The House went into committee of the whole on the special order.

Whereupon the Speaker *pro tem*. called Mr. Swift to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

House bill No. 86 (File No. 355), entitled

A bill to authorize the establishment of a home for disabled volunteer soldiers, sailors, and marines, in the State of Michigan;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

ORSON SWIFT, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Northwood,

The House concurred in the amendments made by the committee to the bill, and it was placed on the order of third reading.

GENERAL ORDER.

On motion of Mr. Dodge,

The House went into committee of the whole on the general order.



Whereupon the Speaker *pro tem.* called Mr. Swift to the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following: House bill No. 124 (File No. 394), entitled

A bill relating to telephone companies and to regulate the use and rental of telephones in this State,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

ORSON SWIFT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Dodge,

The House concurred in the amendments made by the committee to the bill, and it was placed on the order of third reading.

The House then took up

#### MESSAGES FROM THE SENATE.

The Speaker *pro tem.* announced the following:

SENATE CHAMBER, }  
Lansing, May 11, 1885. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to re-return to the House the following bill:

House bill No. 18 (File No. 83), entitled

A bill to secure the minority of stockholders, in corporations organized under the general laws, the power of electing a representative membership in boards of directors;

Which passed the House March 18, 1885, as will appear by message of that date, and which passed the Senate April 24, 1885, as appears by the message from the Senate dated April 28, and which was returned to the House by the Governor without his approval May 5, his objections thereto being as follows:

EXECUTIVE OFFICE, }  
Lansing, May 5, 1885. }

*Gentlemen of the House of Representatives:*

I herewith return to you without my approval and signature,

[House bill No. 18, being File No. 83], entitled

A bill to secure the minority of stockholders in corporations organized under the general laws, the power of electing a representative membership in boards of directors,

For the following reasons: I do not think the provisions of any existing laws in this State are open to a construction which gives the State the right to so amend laws for the organization of corporations as to change the rights of those who have associated under them as between themselves. Corporations so formed should of course be controlled by the authority from which they emanate as against any acts of wrong doing, but for no other. For instance, it seems to me it would be entirely competent for the Legislature to enact laws permitting stockholders at all times to attend meetings of directors, and compel directors to notify them of such meetings before they are to be held; also that all books of corporations should be open at all times for stockholders to examine. This could not be construed as taking away any rights; it might prevent any wrong being done, but it is not taking away a man's rights to prevent him from wrong doing.

Existing corporations have been formed by permission of the State, giving them rights to regulate their election of officers, and the conduct of their business generally, and the right being so given, of course the State is not a party interested any further, and I do not believe that it has the power to take rights so given away, nor to transfer from one man his rights to another who does not possess that right.

In the formation of corporations the State is a party to the agreement, and it cannot violate it, in my opinion, any more than the individuals forming the corporations. To attempt such an act would be an invasion upon vested rights, and a bad example for a great State to set before its citizens, and, in my judgment, would work a great injury to its credit as well.

Much has been said about the existence of minority representation laws in the States of Illinois, Pennsylvania, New York, West Virginia, Nebraska, and Missouri, and of their successful and satisfactory operation.

I have caused the laws on this subject in these States to be quite thoroughly examined, and have been unable to find a single instance where the law, when enacted, applied to corporations then in existence.

In the State of Illinois laws of 1871-2, page 296, reads as follows :

"SECTION 1. Be it enacted," etc., "that corporations *may be formed* in the manner provided by this act," etc.

"SECTION 3. In all elections for directors or managers of corporations organized *under this act*," etc., showing conclusively that this law applied only to corporations organized after its enactment.

Pennsylvania laws of 1874, page 73, act No. 32, "Providing for the incorporation and regulation of certain corporations," reads :

"SECTION 1. Be it enacted, that corporations *may be formed under* the provisions of this act by the voluntary association of five or more persons for the purposes and in the manner mentioned herein, and *when so formed* each of them by virtue of its existence as such shall have the following powers, unless otherwise especially provided."

"SEC. 10. In all elections of directors, managers, or trustees of any corporations created *under the provisions of this statute or accepting its provisions*, each member or stockholder *may cast his vote*," etc.

In the State of New York laws of 1875, chapter 611, I find an act to provide for the organization and regulation of certain business corporations.

"SECTION 1. Corporations *may be organized* under the provisions of this act for carrying on any lawful business," etc.

Section 26 provides for electing directors, and *allows*, by the words "shall be entitled to," stockholders to cumulate their votes. In all the States mentioned, so far as I have been able to learn, corporations or companies who elect directors by cumulative votes are those who were organized *after* the laws were created under which they were organized.

So far as the justice or injustice of this principle is concerned, I cannot see that we have any *right* to consider it. The question is simply whether the State has or has not the legal right to take from a corporation privileges heretofore granted, unless the corporation violates some provision of its charter or of the law.

Could I make it consistent with my views in the matter I should most cheerfully approve this act.

I believe thoroughly in the principle, and unless this shall become a law, notwithstanding these objections, I shall in my retiring message strongly urge

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The bill was referred to the committee on judiciary.

Mr. Diekema moved to discharge the committee of the whole from the further consideration of

House bill No. 272 (File No. 401), entitled

A bill to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto;

Which motion prevailed.

On motion of Mr. Diekema,

The bill was referred to the committee on drainage.

On motion of Mr. Holman,

The House took up

#### UNFINISHED BUSINESS.

Being the consideration of the following:

*Resolved* (the Senate concurring), That from and after Wednesday, June 3d, the two Houses will transact no other business than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the journals by the Secretary of the Senate and the Clerk of the House, and the time of final adjournment of this Legislature shall be Saturday, June 6, at 12 M., on that day.

Mr. Hampton moved that the further consideration of the resolution be indefinitely postponed, •

Pending which,

Mr. Diekema moved that the resolution be laid on the table.

Mr. Holman demanded the yeas and nays.

The demand was seconded, and the motion to lay on the table prevailed by yeas and nays, as follows:

#### YEAS.

Mr. Barry,	Mr. Dakin,	Mr. Hampton,	Mr. Northwood,
Beekman,	Diekema,	Hankerd,	Oviatt,
Brandon,	Divine,	Hayes,	Parkhurst,
Carlton,	Dodge,	Kelly,	Potter,
Case, J. A.,	Egan,	Lincoln,	Richardson,
Case, O. N.,	Estee,	Long,	Rumsey,
Collins,	Ford,	McClelland,	Shorts,
Conrad,	Gibbs,	McCormick,	Ulrich,
Coomer,	Gleason,	McGregor,	Voorhees,
Cossitt,	Hammond,	McNabb,	Wright,
Orozer,			

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#### NAYS.

Mr. Bardwell,	Mr. Eldred,	Mr. North,	Mr. Waltz,
Beecher,	Gardner,	Powers,	Watson,
Black,	Holman,	Snyder,	Webber,
Cannon,	Howell,	Staples,	Williams,
Chapman,	Johnson,	Stark,	Wilson,
Cross,	Jones,	Swift,	Wood,
Dickson,	Malcolm,	Town,	Speaker,
Dunbar,			<i>pro tem.</i> , 29

On motion of Mr. Egan,

The House adjourned.

*Lansing, Friday, May 22, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Brown.

Roll called: quorum present.

Absent without leave: Messrs. Carlton, Egan, Houk, Shorts, Ulrich, Wellman, and Wood.

On motion of Mr. Powers,

Leave of absence was granted to Mr. Wellman until Tuesday next.

On motion of Mr. Watson,

Leave of absence was granted to Mr. Wood until Tuesday next.

On motion of Mr. Sellers,

Leave of absence was granted to Mr. Houk indefinitely on account of sickness.

On motion of Mr. McGregor,

Leave of absence was granted to Mr. Egan for the morning.

On motion of Mr. Hampton,

Leave of absence was granted to Mr. Ulrich until Tuesday next.

On motion of Mr. Hampton,

Leave of absence was granted to himself, after to-day, until Tuesday next.

On motion of Mr. Waltz,

Leave of absence was granted to Mr. Sutton indefinitely on account of sickness.

On motion of Mr. Dunbar,

Leave of absence was granted to Mr. Carlton for the day.

The House took up

#### MOTIONS AND RESOLUTIONS.

Mr. Crozer, by unanimous consent, offered the following:

*Resolved* (the Senate concurring), That this Legislature learns with pleasure of the appointment of one of its most popular members, the Hon. Cyrenus P. Black, to the position of United States Attorney for the Eastern District of Michigan; and that, recognizing as we do the eminent fitness of the honorable gentleman for the position, we congratulate the President upon a selection which will meet with so hearty an approval, not only from the professional brethren of the appointee, but from the citizens of all parties throughout the State.

Mr. Chapman moved to suspend the rule requiring concurrent resolutions to be laid over one day;

Which motion prevailed, two-thirds of all the members present voting therefor.

Mr. Watson seconded the resolution, and demanded a rising vote thereon.

The resolution was then adopted by an unanimous rising vote.

Mr. Diekema moved to reconsider the vote by which the House adopted the following:

*Resolved*, That a respectful message be sent to the Senate requesting that the several committees to whom was referred House file No. 14, being a bill to equalize bounties, make a report thereon at the earliest practicable date,

Which motion prevailed.

The question being on the adoption of the resolution,

On motion of Mr. Holman,

The resolution was laid on the table.

Mr. Wilson offered the following:

*Resolved*, (the Senate concurring) That the Quartermaster General be and is hereby authorized to loan the Grand Commandery of Knight Templars of Michigan so much of the camp equipage belonging to the State as may be necessary to be used at the State encampment of that body, to be held at Grand Rapids on the 16th and 17th of September, A. D. 1885, at the meeting of the 17th annual reunion of the Army of the Cumberland: *Provided*, That the Quartermaster General shall send competent persons in charge of said equipage, and that all the expense and damage, excepting ordinary wear and tear, shall be borne by the Knights Templar: *And provided further*, That the same shall not interfere with the use of the camp equipage by the State troops.

Laid over one day under the rules.

Mr. Oviatt offered the following:

*Resolved*, That the Board of State Auditors be hereby requested to place in the hall of the House of Representatives six leather covered sofas, similar to those in use in the Senate Chamber, as a part of the permanent furnishing necessary for the use of members and visitors.

Which was not adopted.

Mr. Wilson moved to take from the table

Senate joint resolution No. 24 (File No. 15), entitled

A joint resolution directing the Board of State Auditors to settle a claim of Muskegon county against the State of Michigan for shortage in the amount credited by the Auditor General to said county under section 10, act 197, of the public acts of the session of 1883;

Which motion prevailed.

On motion of Mr. Wilson,

The bill was referred to the committee of the whole, and placed on the general order.

#### REPORTS OF STANDING COMMITTEES.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

Senate bill No. 258 (File No. 229), entitled

A bill to amend sections 3, 6, and 33 of chapter 5, sections 1, 2, 3, 4, 5, and 6, and to repeal sections 7 and 8 of chapter 10, to amend sections 1, 3, 7, and 19 of chapter 22, sections 1, 4, and 14 of chapter 23, and section 2, of chapter 25, of act No. 358, session laws of 1875, entitled "An act to revise and amend the charter of the city of Jackson," approved April 24, 1875, as amended by the several acts amendatory thereof,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hankerd,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

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and without recommendation, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Markey,

The bill was referred to the committee of the whole and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 435 (File No. 320), entitled

A bill to amend section 2 of act No. 3 of the session laws of 1873, entitled "An act to provide for the payment of officers and members of the Legislature,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Bates,

The House concurred in the amendments made to the bill by the committee. The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 155, entitled

A bill to provide for the punishment of public officers, their servants and agents, who knowingly and unlawfully appropriate to their own use, or to the use of others, the money or property committed to their care,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Markey,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 627, entitled,

A bill to incorporate the Detroit and Wyandotte plank road company,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman*.

Report accepted and committee discharged.



On motion of Mr. Coomer,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

On motion of Mr. Egan,

The further consideration of the bill was indefinitely postponed.

By the committee on education:

The committee on education, to whom was referred

Senate bill No. 367, entitled

"A bill to define and fix the boundary lines between school district No. 1 and school district No. 2 in the township of Portage, in the county of Houghton,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Ford,

The bill was referred to the committee of the whole and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
Lansing, May 21, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

House bill No. 122 (File No. 167), being

An act to provide for the compulsory reformatory education of juvenile disorderly persons;

Also,

House bill No. 660 (File No. 358), being

An act making appropriation for improvements at the State House of Correction at Ionia;

Also,

House bill No. 128 (File No. 70), being

A bill to amend sections 1 and 2 of chapter 32 of the compiled laws of 1871, entitled "An act to provide for the recording of town plats, and for vacating the same in certain cases," being compiler's section No. 1344, as amended by act No. 108 of the session laws of 1873, and section 1 of chapter 32 of Howell's Annotated Statutes.

R. A. ALGER, *Governor.*

The message was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, May 21, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 84 (File No. 42), entitled

A bill to amend section 7397 of Howell's Annotated Statutes, being section 5828 of the compiled laws of 1871, relative to survival of actions,

And to inform the House that the Senate has amended the same by striking out recited section 5 thereof, and inserting the following to stand as section 5:

SEC. 7397 [5828-4208.] SEC. 5. In addition to the actions which survive by the common law, the following shall also survive, that is to say: actions of replevin and trover, actions of assault and battery, false imprisonment, for goods taken and carried away, for negligent injuries to the person, and actions for damage done to real or personal estate;

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Mr. Coomer moved to suspend the rule requiring amendments made to bills by the Senate to be laid over one day;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Coomer,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

#### YEAS.

Mr. Baker,	Mr. Dickson,	Mr. Johnson,	Mr. Richardson,
Bardwell,	Divine,	Jones,	Rumsey,
Barry,	Dodge,	Kelly,	Sellers,
Bates,	Dunbar,	Lincoln,	Shorts,
Beekman,	Egan,	Long,	Staples,
Black,	Eldred,	Makelim,	Swift,
Brandon,	Engleman,	Malcolm,	Town,
Brant,	Estee,	Manwaring,	Walthew,
Cannon,	Ford,	Markey,	Waltz,
Chapman,	Gardner,	Mason,	Watson,
Case, J. A.,	Gibbs,	McCormick,	Webber,
Case, O. N.,	Gleason,	McGregor,	Weiss,
Collins,	Hammond,	North,	Wiggins,
Conrad,	Hampton,	O'Keefe,	Williams,
Coomer,	Hankerd,	Oviatt,	Wilson,
Cossitt,	Harper,	Parkhurst,	Woodruff,
Cross,	Hayes,	Potter,	Wright,
Dakin,	Holman,	Powers,	Speaker 72

#### NAYS.

Mr. McNabb,

1

On motion of Mr. Coomer,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The bill was referred to the committee on engrossment and enrollment for enrollment.

On motion of Mr. Long,  
The House took up

UNFINISHED BUSINESS,

Being the consideration of the following:

Senate amendment to

House bill No. 194 (File No. 268), entitled

A bill to establish a board of building inspectors in and for the city of Detroit, and to define its powers and duties;

Which had been reported as follows:

By adding the following to stand as section 13 of the bill:

SEC. 13. All acts or parts of acts in conflict with the provisions of this act are hereby repealed.

The question being on concurring in the amendment made by the Senate to the bill,

Mr. O. N. Case moved that the bill be referred to the committee on municipal corporations;

Which motion did not prevail.

The question again being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Long,

The House concurred, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baker,	Mr. Dickson,	Mr. Kelly,	Mr. Richardson,	
Bardwell,	Diekema,	Long,	Rumsey,	
Bates,	Divine,	Makelim,	Sellers,	
Bentley,	Dodge,	Malcolm,	Shorts,	
Boynton,	Dunbar,	Manwaring,	Snyder,	
Brant,	Eldred,	Markey,	Staples,	
Cannon,	Engleman,	McClelend,	Swift,	
Case, A. T.,	Estee,	McCormick,	Town,	
Case, J. A.,	Ford,	McGregor,	Walthew,	
Case, O. N.,	Gardner,	McNabb,	Waltz,	
Coleman,	Gibbs,	North,	Watson,	
Collins,	Gleason,	Northwood,	Webber,	
Conrad,	Hampton,	O'Keefe,	Wiggins,	
Coomer,	Hankerd,	Oviatt,	Williams,	
Cross,	Hayes,	Parkhurst,	Woodruff,	
Crozer,	Johnson,	Potter,	Wright,	
Dakin,	Jones,	Powers,	Speaker,	68

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment for enrollment.

THIRD READING OF BILLS.

House bill No. 641 (File No. 389), entitled

A bill to amend sections 1 and 2 of act number 178 of the session laws of 1881, approved May 31, 1881, relative to jurisdiction of circuit courts in suits against mutual benefit, coöperative, and benevolent associations, being compiler's sections 4360 and 4361 of Howell's Annotated Statutes of 1882,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Diekema,	Mr. Lincoln,	Mr. Rumsey,
Barry,	Divine,	Long,	Sellers,
Bates,	Dodge,	Makelim,	Shorts,
Beekman,	Dunbar,	Malcolm,	Snyder,
Bentley,	Egan,	Manwaring,	Staples,
Black,	Ford,	Markey,	Swift,
Boynton,	Gardner,	McClelend,	Town,
Brandon,	Gibbs,	McCormick,	Voorhees,
Cannon,	Hammond,	McGregor,	Walthew,
Case, A. T.,	Hampton,	McNabb,	Waltz,
Case, J. A.,	Hanker,	North,	Webber,
Coleman,	Harper,	Northwood,	Weiss,
Coomer,	Hayes,	O'Keefe,	Wiggins,
Cossitt,	Holman,	Parkhurst,	Williams,
Cross,	Johnson,	Potter,	Wilson,
Crozer,	Jones,	Powers,	Woodruff,
Dakin,	Kelly,	Richardson,	Speaker, 68

## NAYS.

Mr. Case, O. N.,	Mr. Davis,	Mr. Dickson,	Mr. Oviatt,
Conrad,			5

Title agreed to.

The Speaker called the Speaker *pro tem.* to the chair.

House bill No. 86 (File No. 355), entitled

A bill to authorize the establishment of a home for disabled volunteer soldiers, sailors, and marines, in the State of Michigan;

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Holman moved to amend the bill by inserting in line 2, section 11, after the words "United States" the words "in the late war of the rebellion;"

Which motion prevailed, two-thirds of all the members present voting therefor.

Mr. Hampton moved to strike out the enacting words of the bill;

Which was withdrawn.

Mr. Brandon demanded the previous question.

The demand was seconded.

The question being shall the main question be now put,

The same was ordered.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Bardwell,	Mr. Cross,	Jones,	Mr. Shorts,
Bates,	Crozer,	Long,	Snyder
Beecher,	Davis,	Malcolm,	Staples,
Black,	Diekema,	Mason,	Swift,
Brandon,	Divine,	McClelend,	Town,
Campbell,	Dodge,	McCormick,	Walthew,
Case, A. T.,	Egan,	McGregor,	Watson,

Mr. Case, O. N.,	Mr. Eldred,	Mr. McNabb,	Mr. Webber,
Chapman,	Ford,	Northwood,	Weiss,
Coleman,	Gardner,	Parkhurst,	Wiggins,
Collins,	Gleason,	Potter,	Williams,
Conrad,	Hammond,	Powers,	Wilson,
Coomer,	Howell,	Rumsey,	Speaker,
Cossitt,	Johnson,		<i>pro tem</i> , 54

## NAYS.

Mr. Baker,	Mr. Dakin,	Mr. Holman,	Mr. Oviatt,
Barry,	Dunbar,	Kelly,	Richardson,
Beekman,	Gibbs,	Lincoln,	Stark,
Boynton,	Hampton,	Makelim,	Woodruff,
Cannon,	Hankerd,	North,	Wright,
Case, J. A.,	Hayes,	O'Keefe,	23

Title agreed to.

On motion of Mr. Northwood,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The Speaker resumed the chair.

House bill No. 192 (File 349), entitled

A bill to prohibit the use of scrip or store orders in the payment of wages of laborers in shops and factories;

The pending question being on agreeing to an amendment, viz.: to add at the end of line 7, section 1, the words "in writing,"

The motion to amend did not prevail.

Mr. Barry moved to amend the bill by striking out the amendment made by the committee of the whole, by adding at the end of section 1, the words "unless otherwise agreed between the parties;"

Which motion did not prevail.

Mr. Northwood moved to amend the bill by adding thereto a new section as follows:

"Sec. 6. Nothing in this act shall be construed to apply to farmers;"

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Cossitt,	Mr. Lincoln,	Mr. Potter,
Barry,	Crozer,	Long,	Powers,
Bates,	Dakin,	Makelim,	Rumsey,
Bentley,	Diekema,	Markey,	Staples,
Black,	Egan,	Mason,	Stark,
Boynton,	Estee,	McClelend,	Walthew,
Campbell,	Ford,	McCormick,	Watson,
Case, A. T.,	Gardner,	McGregor,	Weiss,
Case, J. A.,	Hampton,	McNabb,	Wiggins,
Case, O. N.,	Hankerd,	Northwood,	Williams,
Chapman,	Howell,	O'Keefe,	Wilson,
Conrad,	Johnson,	Oviatt,	Wright,
Coomer,	Jones,	Parkhurst,	Speaker, 52

## NAYS.

Mr. Beecher,	Mr. Eldred,	Holman,	Snyder,
Beekman,	Engleman,	Kelly,	Swift,
Cannon,	Gleason,	Malcolm,	Town,
Collins,	Hammond,	Manwaring,	Voorhees,
Davis,	Hayes,	North,	Woodruff,
Divine,			

21

Title agreed to.

On motion of Mr. Crozer,

The House took up

## MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, May 22, 1885. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following concurrent resolution:

*Resolved*, (the Senate concurring), That this Legislature learns with pleasure of the appointment of one of its most popular members, the Hon. Cyrenius P. Black, to the position of United States Attorney for the Eastern District of Michigan, and that, recognizing as we do, the eminent fitness of the honorable gentleman for the position, we congratulate the President upon a selection which will meet with so hearty an approval, not only from the professional brethren of the appointee, but from the citizens of all parties throughout the State;

In the passage of which the Senate has concurred by a unanimous rising vote of all the Senators present.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The resolution were referred to the committee on engrossment and enrollment for enrollment.

Mr. Crozer moved that a committee of three be appointed by the Speaker to invite Mr. Black to address the House.

The Speaker appointed as such committee Messrs. Crozer, Lincoln, and Ramsey.

The committee performed the duty assigned them, and Mr. Black appeared at the Speaker's desk and addressed the House briefly, in expression of his thanks for the friendship and honor shown him.

Mr. Davis, by unanimous consent, offered the following:

*Resolved* (the Senate concurring), That the people of Michigan, fully aware of the integrity, rectitude, and blameless life of Hon. George V. N. Lothrop, United States Minister to Russia, feel that he needs no vindication in the community where he has lived so long, but inasmuch as he has been calumniated by strangers through a sensational and reckless press, the Legislature of Michigan, speaking for the State, desires to reiterate to the country its profound respect for Mr. Lothrop, its high estimate of his character and ability, to spurn the aspersions which have been cast upon him, and to again congratulate the President and the people of the United States on an appointment which in so eminent a degree secures to the public service a gentleman well fitted by his

purity and commanding talents to cast honor upon the country which he will represent in foreign courts.

Mr. Oviatt moved to suspend the rule requiring concurrent resolutions to be laid over one day ;

Which motion prevailed, two-thirds of all the members present voting therefor.

The resolution was then unanimously adopted.

On motion of Mr. Wiggins,

The House took a recess until 2 o'clock P. M.

#### AFTERNOON SESSION.

*2 o'clock P. M.*

The House met and was called to order by the Speaker.

Roll called : quorum present.

The House resumed the

#### THIRD READING OF BILLS.

Senate bill No. 143 (File No. 115), entitled

A bill to provide for continuance of actions in justices' courts in case of vacancy in the office, or sickness, absence, or other inability of the justice before whom the same shall have been commenced, to perform the duties of his office,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Holman moved to amend the bill by inserting in line 2, section 2, after the word "temporarily" the words "or negligently ;"

Which motion prevailed, two-thirds of all the members present voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Baker,	Mr. Chapman,	Mr. Holman,	Mr. Rumsey,
Bardwell,	Collins,	Howell,	Sellers,
Barry,	Oonrad,	Johnson,	Snyder,
Bates,	Cossitt,	Jones,	Staples,
Beecher,	Crozer,	Long,	Stark,
Beekman,	Dakin,	Makelim,	Swift,
Bentley,	Dickson,	Malcolm,	Town,
Black,	Diekema,	Markey,	Watson,
Boynton,	Divine,	McClelend,	Wiggins,
Brant,	Dunbar,	McCormick,	Wilson,
Campbell,	Estee,	North,	Woodruff,
Cannon,	Gardner,	O'Keefe,	Wright,
Case, A. T.,	Gibbs,	Parkhurst,	Speaker,
Case, J. A.,	Hankerd,	Powers,	

55

#### NAYS.

0

Title agreed to.

Senate bill No. 366 (File No. 182), entitled

A bill to fix the liability of sureties on the bonds of public officers,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Conrad,	Mr. Jones,	Mr. Powers,
Bardwell,	Coomer,	Kelly,	Rumsey,
Bates,	Cossitt,	Long,	Snyder,
Beecher,	Crozer,	Makelim,	Staples,
Beekman,	Diekema,	Malcolm,	Stark,
Bentley,	Divine,	Markey,	Town,
Black,	Dunbar,	McClelend,	Webber,
Cannon,	Eldred,	McCormick,	Wellman,
Case, A. T.,	Estee,	McNabb,	Wiggins,
Case, J. A.,	Gardner,	Northwood,	Williams,
Case, O. N.,	Gibbs,	O'Keefe,	Woodruff,
Coleman,	Gleason,	Parkhurst,	Wright,
Collins,	Holman,		

50

## NAYS.

Mr. Barry,	Mr. Chapman,	Mr. Johnson,	Mr. Weiss,
Boynton,	Dickson,	Swift,	Wilson,
Campbell,	Hanker,	Watson,	Speaker,

12

Mr. Boynton moved to reconsider the vote by which the House refused to pass the bill.

Mr. Swift moved to lay the motion to reconsider on the table;

Which motion did not prevail.

The motion to reconsider then prevailed.

The question being on the passage of the bill,

On motion of Mr. Davis,

The bill was laid on the table.

House bill No. 676 (File No. 364), entitled

A bill making an appropriation for an engine and boiler house and sundry internal improvements in the State prison, at Jackson, Mich., also an appropriation for the purpose of manufacturing in said institution on State account;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Baker,	Mr. Coomer,	Mr. Johnson,	Mr. Rumsey,
Bardwell,	Cossitt,	Jones,	Sellers,
Barry,	Cross,	Kelly,	Snyder,
Bates,	Davis,	Lincoln,	Staples,
Beecher,	Diekema,	Long,	Stark,
Beekman,	Divine,	Makelim,	Swift,
Black,	Dunbar,	Malcolm,	Town,
Boynton,	Eldred,	Markey,	Walthew,
Brant,	Engleman,	McClelend,	Webber,
Campbell,	Estee,	McCormick,	Weiss,
Cannon,	Ford,	McNabb,	Wellman,



purity and commanding talents to cast honor upon the country which he will represent in foreign courts.

Mr. Oviatt moved to suspend the rule requiring concurrent resolutions to be laid over one day ;

Which motion prevailed, two-thirds of all the members present voting therefor.

The resolution was then unanimously adopted.

On motion of Mr. Wiggins,

The House took a recess until 2 o'clock P. M.

#### AFTERNOON SESSION.

*2 o'clock P. M.*

The House met and was called to order by the Speaker.

Roll called : quorum present.

The House resumed the

#### THIRD READING OF BILLS.

Senate bill No. 143 (File No. 115), entitled

A bill to provide for continuance of actions in justices' courts in case of vacancy in the office, or sickness, absence, or other inability of the justice before whom the same shall have been commenced, to perform the duties of his office,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Holman moved to amend the bill by inserting in line 2, section 2, after the word "temporarily" the words "or negligently ;"

Which motion prevailed, two-thirds of all the members present voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Baker,	Mr. Chapman,	Mr. Holman,	Mr. Rumsey,
Bardwell,	Collins,	Howell,	Sellers,
Barry,	Conrad,	Johnson,	Snyder,
Bates,	Cossitt,	Jones,	Staples,
Beecher,	Crozer,	Long,	Stark,
Beekman,	Dakin,	Makelim,	Swift,
Bentley,	Dickson,	Malcolm,	Town,
Black,	Diekema,	Markey,	Watson,
Boynton,	Divine,	McClelend,	Wiggins,
Brant,	Dunbar,	McCormick,	Wilson,
Campbell,	Estee,	North,	Woodruff,
Cannon,	Gardner,	O'Keefe,	Wright,
Case, A. T.,	Gibbs,	Parkhurst,	Speaker,
Case, J. A.,	Hankerd,	Powers,	

#### NAYS.

Title agreed to.

Senate bill No. 366 (File No. 182), entitled

A bill to fix the liability of sureties on the bonds of public officers,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

# YEAS.

Mr. Baker,	Mr. Conrad,	Mr. Jones,	Mr. Powers,
Bardwell,	Coomer,	Kelly,	Rumsey,
Bates,	Cossitt,	Long,	Snyder,
Beecher,	Crozer,	Makelim,	Staples,
Beekman,	Diekema,	Malcolm,	Stark,
Bentley,	Divine,	Markey,	Town,
Black,	Dunbar,	McClelend,	Webber,
Cannon,	Eldred,	McCormick,	Wellman,
Case, A. T.,	Estee,	McNabb,	Wiggins,
Case, J. A.,	Gardner,	Northwood,	Williams,
Case, O. N.,	Gibbs,	O'Keefe,	Woodruff,
Coleman,	Gleason,	Parkhurst,	Wright,
Collins,	Holman,		

50

# NAYS.

Mr. Barry,	Mr. Chapman,	Mr. Johnson,	Mr. Weiss,
Boynton,	Dickson,	Swift,	Wilson,
Campbell,	Hanker,	Watson,	Speaker,

12

Mr. Boynton moved to reconsider the vote by which the House refused to pass the bill.

Mr. Swift moved to lay the motion to reconsider on the table;

Which motion did not prevail.

The motion to reconsider then prevailed.

The question being on the passage of the bill,

On motion of Mr. Davis,

The bill was laid on the table.

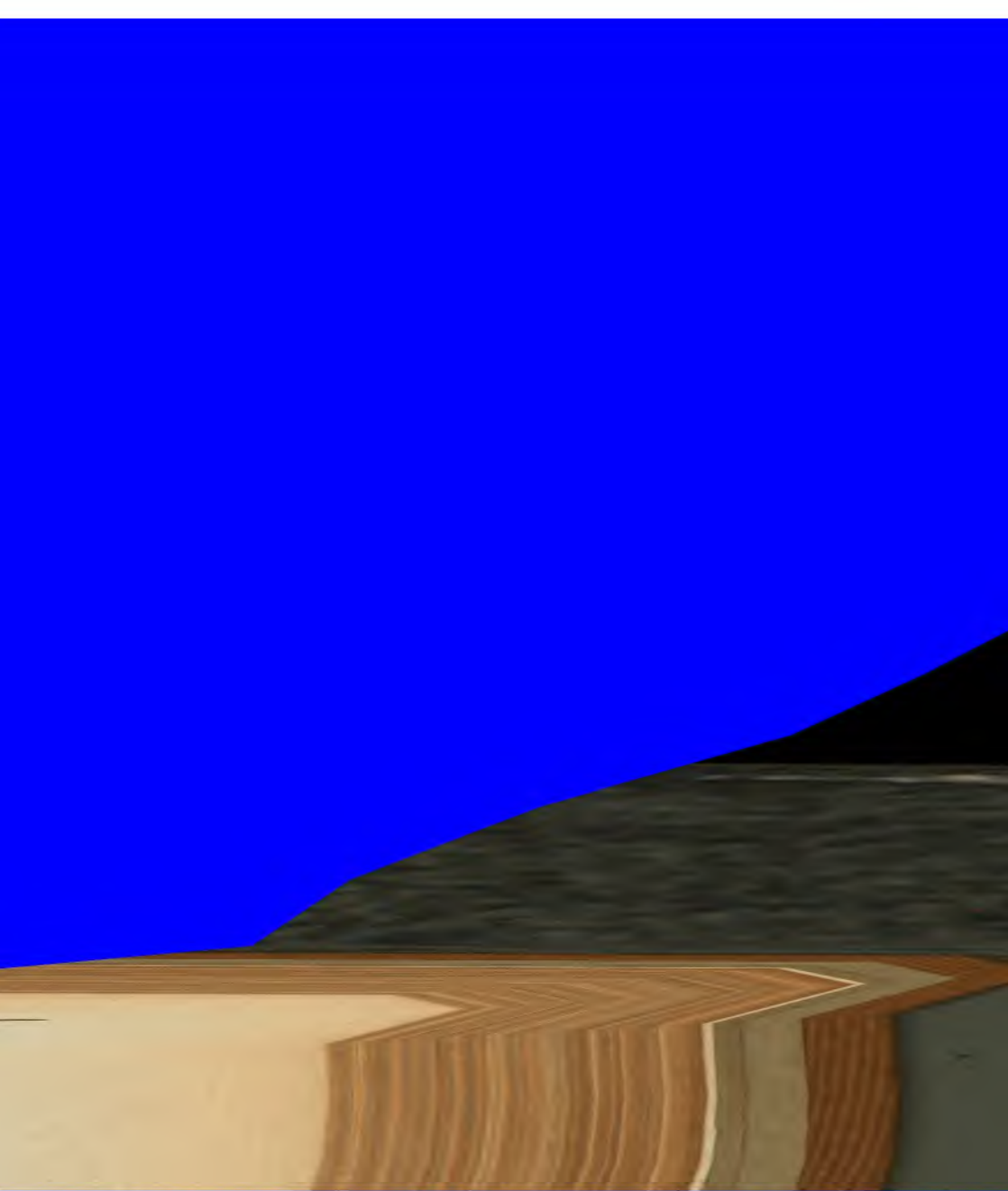
House bill No. 676 (File No. 364), entitled

A bill making an appropriation for an engine and boiler house and sundry internal improvements in the State prison, at Jackson, Mich., also an appropriation for the purpose of manufacturing in said institution on State account;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

# YEAS.

Mr. Baker,	Mr. Coomer,	Mr. Johnson,	Mr. Rumsey,
Bardwell,	Cossitt,	Jones,	Sellers,
Barry,	Cross,	Kelly,	Snyder,
Bates,	Davis,	Lincoln,	Staples,
Beecher,	Diekema,	Long,	Stark,
Beekman,	Divine,	Makelim,	Swift,
Black,	Dunbar,	Malcolm,	Town,
Boynton,	Eldred,	Markey,	Walthew,
Brant,	Engleman,	McClelend,	Webber,
Campbell,	Estee,	McCormick,	Weiss,
Cannon,	Ford,	McNabb,	Wellman,



Senate bill No. 366 (File No. 182), entitled

A bill to fix the liability of sureties on the bonds of public officers,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Conrad,	Mr. Jones,	Mr. Powers,
Bardwell,	Coomer,	Kelly,	Rumsey,
Bates,	Cossitt,	Long,	Snyder,
Beecher,	Crozer,	Makelim,	Staples,
Beekman,	Diekema,	Malcolm,	Stark,
Bentley,	Divine,	Markey,	Town,
Black,	Dunbar,	McClelend,	Webber,
Cannon,	Eldred,	McCormick,	Wellman,
Case, A. T.,	Estee,	McNabb,	Wiggins,
Case, J. A.,	Gardner,	Northwood,	Williams,
Case, O. N.,	Gibbs,	O'Keefe,	Woodruff,
Coleman,	Gleason,	Parkhurst,	Wright,
Collins,	Holman,		

50

## NAYS.

Mr. Barry,	Mr. Chapman,	Mr. Johnson,	Mr. Weiss,
Boynton,	Dickson,	Swift,	Wilson,
Campbell,	Hankerd,	Watson,	Speaker,

12

Mr. Boynton moved to reconsider the vote by which the House refused to pass the bill.

Mr. Swift moved to lay the motion to reconsider on the table;

Which motion did not prevail.

The motion to reconsider then prevailed.

The question being on the passage of the bill,

On motion of Mr. Davis,

The bill was laid on the table.

House bill No. 676 (File No. 364), entitled

A bill making an appropriation for an engine and boiler house and sundry internal improvements in the State prison, at Jackson, Mich., also an appropriation for the purpose of manufacturing in said institution on State account;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Baker,	Mr. Coomer,	Mr. Johnson,	Mr. Rumsey,
Bardwell,	Cossitt,	Jones,	Sellers,
Barry,	Cross,	Kelly,	Snyder,
Bates,	Davis,	Lincoln,	Staples,
Beecher,	Diekema,	Long,	Stark,
Beekman,	Divine,	Makelim,	Swift,
Black,	Dunbar,	Malcolm,	Town,
Boynton,	Eldred,	Markey,	Walthew,
Brant,	Engleman,	McClelend,	Webber,
Campbell,	Estee,	McCormick,	Weiss,
Cannon,	Ford,	McNabb,	Wellman,

Mr. Case, A. T.,	Mr. Gardner,	Mr. North,	Mr. Wiggins,	
Case, O. N.,	Gleason,	Northwood,	Williams,	
Chapman,	Hankerd,	O'Keefe,	Woodruff,	
Coleman,	Hayes,	Parkhurst,	Wright,	
Collins,	Holman,	Powers,	Speaker,	
Conrad,	Howell,			66

NAYS.

Watson, 1

Title agreed to.

On motion of Mr. Rumsey.

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 145 (File No. 377), entitled

A bill to provide that all sureties upon official bonds shall make justification under oath of their pecuniary responsibility;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baker,	Mr. Conrad,	Mr. Johnson,	Mr. Rumsey,	
Bardwell,	Cossitt,	Jones,	Sellers,	
Bates,	Divine,	Kelly,	Staples,	
Beecher,	Dunbar,	Long,	Town,	
Beekman,	Eldred,	Malcolm,	Walthew,	
Bentley,	Engleman,	Manwaring,	Watson,	
Black,	Ford,	Markey,	Webber,	
Boynton,	Gardner,	McClelend,	Wellman,	
Campbell,	Gibbs,	McCormick,	Wiggins,	
Cannon,	Gleason,	McNabb,	Williams,	
Case, A. T.,	Hankerd,	North,	Woodruff,	
Case, J. A.	Hayes,	Northwood,	Wright,	
Chapman,	Holman,	O'Keefe,	Speaker,	
Collins,	Howell,	Powers,		55

NAYS.

Mr. Barry,	Mr. Stark,	Mr. Swift,	Mr. Wilson,	4
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Title agreed to.

Senate bill No. 52 (File No. 93), entitled

A bill to regulate the practice of pharmacy in the State of Michigan;

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Ford,

The bill was laid on the table.

Substitute for

Senate bill No. 202 (Senate file No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Wright moved to amend the bill by adding thereto the following to stand as section 2 of the bill:

SEC. 2. The sum of ten thousand dollars is hereby appropriated out of the

general fund, for the erection, equipment, and maintenance of a gymnasium, to be constructed and conducted under the direction of the Regents, as one of the departments of the University: *Provided*, That this appropriation is made upon the express condition that the Athletic Association of the University of Michigan shall pay to the treasurer of the University the sum of four thousand two hundred dollars, which shall become a part of the gymnasium fund, together with such sums as may be hereafter paid to the treasurer by the said Athletic Association of the State of Michigan, the whole to be under the control and subject to the order of the Regents for uses and purposes of the gymnasium as above set forth;

Which was not agreed to.

Mr. Campbell moved to amend the bill by adding thereto the following:

"Provided, That there shall not be established at the University a department for the purpose of teaching specific mechanic trades and arts, but such course of mechanical engineering as may there be instituted and carried on shall have for its sole object the more practical and perfect demonstration of civil and mechanical engineering and teaching of the principles of physical science as applied to the general, but not specific industrial arts;"

Which was not agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Baker,	Mr. Coomer,	Mr. Howell,	Mr. Sellers,
Bardwell,	Cossitt,	Johnson,	Snyder,
Barry,	Crozer,	Jones,	Staples,
Bates,	Davis,	Kelly,	Swift,
Beecher,	Diekema,	Lincoln,	Town,
Beekman,	Divine,	Long,	Voorhees,
Bentley,	Dunbar,	Makelim,	Walthew,
Black,	Eldred,	Malcolm,	Watson.
Boydton,	Estee,	Markey,	Webber,
Brant,	Ford,	McClelend,	Weiss,
Campbell,	Gardner,	McCormick,	Wellman,
Cannon,	Gibbs,	McNabb,	Wiggins,
Case, A. T.,	Gleason,	North,	Williams,
Case, J. A.,	Hammond,	Northwood,	Wilson,
Chapman,	Hankerd,	Parkhurst,	Woodruff,
Collins,	Hayes,	Richardson,	Speaker,
Conrad,	Holman,	Ramsey,	67

#### NAYS.

Mr. Wright, 1

Title agreed to.

On motion of Mr. Parkhurst,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 31 (File No. 163), entitled

A bill to amend section 4 of act No. 164 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions

A bill  
Jackson  
Was  
thereof.  
Mr. H.  
SECT  
attorney  
appoint  
ment sh  
fixed  
Sec.

## YEAS.

Mr Baker,	Mr. Davis,	Mr. Johnson,	Mr. Rumsey,
Bates,	Dickson,	Jones,	Sellers,
Beecher,	Diekema,	Kelly,	Staples,
Beekman,	Divine,	Long,	Stark,
Bentley,	Dunbar,	Makelim,	Swift,
Black,	Eldred,	Malcolm,	Town,
Brant,	Engleman,	Manwaring,	Voorhees,
Cannon,	Estee,	Markey,	Walthew,
Oase, A. T.,	Ford,	McClelend,	Watson,
Case, J. A.,	Gardner,	McCormick,	Webber,
Chapman,	Gibbs,	McGregor,	Weiss,
Coleman,	Gleason,	North,	Wellman,
Collins,	Hammond,	Northwood,	Wiggins,
Conrad,	Hankerd,	O'Keefe,	Williams,
Coomer,	Hayes,	Parkhurst,	Woodruff,
Cossitt,	Holman,	Powers,	Wright,
Crozer,	Howell,	Richardson,	Speaker,
Dakin,			

69

## NAYS.

0

Title agreed to.

On motion of Mr. Hankerd,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 77 (File No. 97), entitled

A bill to amend section 7 of act No. 44 of the session laws of 1859, being "An act for the benefit of fractional school district No. 1 of Vassar, and No. 2 of Tuscola," approved February 3, 1859,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Cross,	Mr. Johnson,	Mr. Powers,
Bardwell,	Crozer,	Jones,	Rumsey,
Bates,	Davis,	Kelley,	Sellers,
Beecher,	Dickson,	Long,	Staples,
Beekman,	Diekema,	Makelim,	Swift,
Bentley,	Divine,	Malcolm,	Town,
Black,	Dunbar,	Manwaring,	Voorhees,
Boynton,	Eldred,	Mason,	Watson,
Brant,	Estee,	McClelend,	Webber,
Cannon,	Ford,	McCormick,	Weiss,
Case, A. T.,	Gardner,	McGregor,	Wellman,
Case, J. A.,	Gibbs,	McNabb,	Wiggins,
Chapman,	Gleason,	North,	Williams,
Coleman,	Hammond,	Northwood,	Wilson,
Conrad,	Hankerd,	O'Keefe,	Wright,
Coomer,	Howell,	Parkhurst,	Speaker,
Cossitt,			

65

## NAYS.

0

Title agreed to.



On motion of Mr. Black,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 124 (File No. 394), entitled

A bill relating to telephone companies and to regulate the use and rental of telephones in this State,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Black,

The bill was laid on the table.

#### MOTIONS AND RESOLUTIONS.

Mr. Cossitt moved to discharge the committee of the whole from the further consideration of

House bill No. 574 (File No. 284), entitled

A bill to amend an act to incorporate the city of Owosso, approved February 15, 1859, and acts amendatory thereof, and to repeal sections 29, 196, and 197 of said act;

Which motion prevailed.

On motion of Mr. Cossitt,

The bill was put upon its immediate passage.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

On motion of Mr. Cossitt,

The bill was re-referred to the committee on municipal corporations.

Mr. Barry moved to take from the table

House bill No. 581 (File No. 365), entitled

A bill to license and regulate roller skating rinks;

Which motion prevailed.

The question being on the passage of the bill,

Mr. Barry moved to amend the bill by adding at the end of Sec. 1 the following:

When a child under sixteen years of age shall forge a permit, or have a permit forged for them, the proprietor or manager receiving such permit in good faith shall be exempt from the penalty of this act;

Which was agreed to, two-thirds of all the members present voting therefor.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Baker,	Mr. Dickson,	Mr. Howell,	Mr. Stark,
Barry,	Divine,	Johnson,	Swift,
Boynton,	Engleman,	Makelim,	Watson,
Coomer,	Gardner,	McClelend,	Wellman,
Cossitt,	Hammond,	Rumsey,	Williams,
Crozer,	Hankerd,	Staples,	Wright,
Dakin,	Holman,		

26

#### NAYS.

Mr. Beekman,	Mr. Conrad,	Mr. Malcolm,	Mr. Richardson,
Brant,	Cross,	McCormick,	Sellers,
Campbell,	Diekema,	McNabb,	Town,
Cannon,	Gibbs,	O'Keefe,	Wiggins,

Mr. Case, A. T.,	Mr. Hayes,	Mr. Oviatt,	Mr. Woodruff,	
Case, O. N.,	Lincoln,	Parkhurst,	Speaker,	
Chapman,	Long,	Powers,		27

## GENERAL ORDER.

On motion of Mr. Sellers,

The House went into committee of the whole on the general order,

Whereupon the Speaker called Mr. Black to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

1. House bill No. 260 (File No. 412), entitled

A bill to amend section 5 of act No. 31, session laws of 1858, being section 5294 of Howell's Annotated Statutes of 1882, relative to the sale and reclamation of swamp lands and securing pre-emption of settlers;

2. Senate bill No. 111 (File No. 186), entitled

A bill to amend section 14 of an act relating to burying grounds, approved February 12, 1855, being section 4741, Howell's Annotated Statutes, and to add a new section thereto to be known as section 36;

3. House joint resolution No. 28 (File No. 24), entitled

Joint resolution proposing an amendment to section one of article 9 of the constitution of this State, relative to the salaries of State officers;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following:

4. House bill No. 346 (File No. 241), entitled

A bill to provide a uniformity of text books for the use of the primary and graded schools of this State;

5. House bill No. 552 (File No. 247), entitled

A bill to provide for the compilation of uniform text books for the common schools of the State, and for the publication and distribution of the same;

6. House bill No. 356 (File No. 212), entitled

A bill to authorize the county of Bay to buy and maintain a bridge across the Saginaw river;

7. House joint resolution No. 37 (File No. 23), entitled

Joint resolution proposing an amendment to section 15, article 4 of the constitution of this State, relative to the compensation of members of the Legislature;

8. House bill No. 653 (File No. 321), entitled

A bill to amend section 17, chapter 96, being section 3582 of Howell's Annotated Statutes, relative to tolls on toll roads;

9. House bill No. 531 (File No. 405), entitled,

A bill to create a commission of toll roads and toll bridges, being supplemental to chapter 96 of Howell's General Statutes, compilation of 1882, and to amend section 40 of said chapter 96;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following:

10. House bill No. 274 (File No. 309), entitled

A bill to amend act No. 138 of the public acts of 1881, and being compiler's sections No. 1813 to 1818 inclusive, Howell's Annotated Statutes of 1882 being an act to provide for the medical and surgical treatment of dependent, children at the hospital of the Michigan University;

And have directed their chairman to report the same back to the House with the recommendation that it be laid on the table.

C. P. BLACK, *Chairman*.

Report accepted and committee discharged.

The first, second, and third named bills were placed on the order of third reading.

On motion of Mr. Wright,

The House concurred in the amendments made by the committee to the fourth, fifth, sixth, seventh, eighth, and ninth named bills, and they were placed on the order of third reading.

On motion of Mr. Bates,

The House concurred in the recommendation of the committee relative to the tenth named bill, and it was laid on the table.

By unanimous consent the committee on drainage reported as follows:

The committee on drainage, to whom was referred

House bill No 273 (File No. 401), entitled

A bill to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and that the bill be re-printed, and ask to be discharged from the further consideration of the subject.

JOHN NORTHWOOD, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Diekema,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered re-printed, referred to the committee of the whole, and placed on the general order.

Mr. Sellers moved to discharge the committee of the whole from the further consideration of

Senate bill No. 332 (File No. 226), entitled

A bill to regulate the passenger and freight tariffs, to provide for a uniform classification of freights and maximum freight rates, and to prevent unjust discrimination in charges of toll or compensation for the transportation of passengers or freights upon the railroads in this State;

Which motion prevailed.

On motion of Mr. Sellers,

The bill was re-referred to the committee on railroads.

Mr. Rumsey moved to take from the table

House bill No. 575, entitled

A bill making an appropriation for the general expenses of the State government, salaries of State officers, expenses of State departments, and expenses of the Legislature for the years 1885-6;

Which motion prevailed.

On motion of Mr. Rumsey,

The bill was referred to the committee on ways and means.

On motion of Mr. Markey,

The House took a recess until 7:30 P. M.

#### EVENING SESSION.

7:30 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: a quorum present.

Mr. Parkhurst moved to reconsider the vote by which the House passed Substitute for

Senate bill No. 202 (File No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan;

Which motion prevailed.

The question being on the passage of the bill,

Mr. Parkhurst moved to amend the bill by adding thereto the following, to stand as section 2:

SEC. 2. There shall be assessed upon the taxable property of the State in the year 1885, the sum of \$56,000, and in the year 1886, the sum of \$51,500, which sums shall be assessed, levied, and collected in the same manner as other State taxes are assessed, levied, and collected, and which taxes when collected shall be credited up to the general fund to reimburse the same for the amount drawn therefrom as provided in section one of this act;

Which was agreed to, two-thirds of all the members present voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baker,	Mr. Dickson,	Mr. Lincoln,	Mr. Sellers,	
Bardwell,	Diekema,	Long,	Snyder,	
Barry,	Divine,	Makelim,	Staples,	
Beecher,	Dodge,	Malcolm,	Stark,	
Beekman,	Dunbar,	Manwaring,	Swift,	
Cannon,	Eldred,	Markey,	Town,	
Case, A. T.,	Engleman,	McClelend,	Watson,	
Case, J. A.,	Gibbs,	McCormick,	Webber,	
Chapman,	Hankerd,	McGregor,	Weiss,	
Coleman,	Hayes,	North,	Wellman,	
Collins,	Holman,	O'Keefe,	Williams,	
Conrad,	Howell,	Parkhurst,	Wilson,	
Coomer,	Johnson,	Powers,	Woodruff,	
Crozer,	Jones,	Richardson,	Wright,	
Dakin,	Kelly,	Rumsey,	Speaker,	60

#### NAYS.

0

Title agreed to.

## GENERAL ORDER.

On motion of Mr. Chapman,

The House went into committee of the whole on the general order.

Whereupon the Speaker called Mr. Powers to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

1. House bill No. 593 (File No. 373), entitled

A bill to prevent persons selling drugs from selling intoxicating liquors as a beverage;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following:

2. House bill No. 76 (File No. 135), entitled

A bill to regulate the practice of pharmacy, dispensing of medicines, and compounding of physicians' prescriptions;

3. House bill No. 550 (File No. 214) entitled

A bill empowering highway overseers and commissioners to purchase tools, implements and machinery for use upon the highways;

And have directed their chairman to report the same back to the House with the recommendation that their further consideration be indefinitely postponed.

WILLIAM POWERS, *Chairman.*

Report accepted and committee discharged.

The question being on concurring in the amendments made to the first-named bill by the committee,

Mr. Holman moved that its further consideration be indefinitely postponed,

Pending which,

On motion of Mr. Diekema,

The bill was laid on the table.

On motion of Mr. Bates,

The House concurred in the recommendation of the committee relative to the second and third named bills, and their further consideration was indefinitely postponed.

On motion of Mr. Sellers,

The House adjourned.

*Lansing, Saturday, May 23, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by the Rev. Mr. Taylor,

Roll called : quorum present.

Absent without leave : Messrs. Baker, Bardwell, Brandon, Brant, Cannon, J. A. Case, Cossitt, Estee, Ford, Harper, Manwaring, Northwood, Potter, Rumsey, Shorts, Stark, Swift, Voorhees, Walthew, and Wiggins.

On motion of Mr. McGregor,

Leave of absence was granted to Mr. Northwood for the day.

On motion of Mr. Long,

Leave of absence was granted to Mr. Brant for the day.

On motion of Mr. Beecher,

Leave of absence was granted to Mr. Bardwell for the day.

On motion of Mr. Cross,

Leave of absence was granted to all absentees for the day.

On motion of Mr. Diekema,

Leave of absence was granted to Mr. Estee until Tuesday next.

On motion of Mr. Sellers,

Leave of absence was granted to Mr. Rumsey until Tuesday next.

On motion of Mr. Sellers,

Leave of absence was granted to Mr. Stark until Tuesday next.

On motion of Mr. Campbell,

Leave of absence was granted to Mr. J. A. Case until Tuesday next.

On motion of Mr. Hankerd,

Leave of absence was granted to himself until Wednesday next.

On motion of Mr. Divine,

Leave of absence was granted to himself until Tuesday next.

On motion of Mr. Wright,

Leave of absence was granted to himself until Tuesday noon.

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary :

The committee on judiciary, to whom was referred

House bill No. 156, entitled

A bill to repeal the act incorporating the village of Pinckney,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House with the accompanying substitute therefor, entitled

A bill to authorize the village of Brighton in the county of Livingston, to raise money to make public improvements in said village,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Coleman,

The House concurred in the adoption of the substitute reported by the committee.

On motion of Mr. Dodge,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barry,	Mr. Divine,	Mr. Lincoln,	Mr. Sellers,	
Bates,	Dodge,	Long,	Snyder,	
Beekman,	Dunbar,	Makelim,	Staples,	
Bentley,	Egan,	Malcolm,	Swift,	
Campbell,	Eldred,	Markey,	Town,	
Case, A. T.,	Engleman,	McClelend,	Watson,	
Chapman,	Gardner,	McCormick,	Webber,	
Coleman,	Gibbs,	McGregor,	Weiss,	
Collins,	Gleason,	McKie,	Wellman,	
Conrad,	Hammond,	McNabb,	Williams,	
Coomer,	Hankerd,	North,	Wilson,	
Cross,	Hayes,	O'Keefe,	Woodruff,	
Crozer,	Howell,	Oviatt,	Wright,	
Dickson,	Jones,	Parkhurst,	Speaker,	
Diekema,	Kelly,	Richardson,		59

## NAYS.

0

Title agreed to.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House joint resolution No. 25, entitled

A joint resolution authorizing the Governor of this State to sign and cause to be issued to whom it may concern a release of all the right, title and interest of the State of Michigan in and to the w  $\frac{1}{4}$  of the s e  $\frac{1}{4}$  and the n e  $\frac{1}{4}$  of the s w  $\frac{1}{4}$  of section 15, in township 14 north, of range 4 west, Michigan, and cause the same to be recorded in the office of the register of deeds for the county of Isabella, Michigan;

Also,

House bill No. 84 (File No. 42), entitled

A bill to amend section 7397 of Howell's Annotated Statutes, being section 5828 of the compiled laws of 1871, relative to survival of actions.

R. J. DICKSON, *Chairman*.

Report accepted.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly re-enrolled, signed, and deposited in the office of the Secretary of State the following:

House bill No. 18 (File No. 83), entitled

A bill to secure the minority of stockholders, in corporations organized under general laws, the power of electing a representative membership in boards of directors.

R. J. DICKSON, *Chairman*.

Report accepted.

Mr. Davis moved that a respectful message be sent to the Senate requesting the return to the House of

Senate bill No. 285 (manuscript), entitled

A bill to suspend the operation of section 4024 of the compiled laws of 1871, being compiler's section 5478 of Howell's Annotated Statutes, in certain cases, for a period of five years from the first day of January, A. D. 1886;

Which motion prevailed.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

Senate bill No. 192 (File No. 206) entitled

A bill to amend section 708 of the compiled laws of 1871, being section 746 of Howell's Annotated Statutes, relating to the powers and duties of townships, and election and duties of township officers,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ERASTUS N. BATES, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

House bill No. 404, entitled

A bill to detach certain territory from the township of Sodus, in Berrien county, and attach the same to the township of Benton, in said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

ERASTUS N. BATES, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Sellers,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on private corporations:

The committee on private corporations, to whom was referred

House bill No. 545, entitled

A bill to amend section 10 of an act authorizing the formation of partnership associations in which the capital subscribed shall alone be responsible for the debts of the association, except under certain circumstances, approved May 22, 1877, being section 2374 of Howell's Statutes,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. J. WEBBER, *Chairman.*

Report accepted and committee discharged.



The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on private corporations:

The committee on private corporations, to whom was referred

House bill No. 691, entitled

A bill to amend sections 1, 18, 23, and 24 of act No. 33, session laws of 1879, being An act to amend an act to reenact and amend chapter 84 of the compiled laws of 1871, relative to the formation of corporations to construct canals or harbors, and improve the same, by adding two new sections thereto and by restricting its operation to the Upper Peninsula, so the provisions of said act shall apply to the county of Branch, and so that the provisions of chapter 84, compiled laws of 1871, as reenacted and amended by the several acts reenacting and amending the same heretofore passed shall apply to the county of Macomb,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. J. WEBBER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on private corporations:

The committee on private corporations, to whom was referred

House bill No. 652, entitled

A bill to amend act 89, laws of 1883, providing for the incorporation of the the supreme tent, great camps, junior camps, and subordinate tents of the Knights of the Macabees of the World,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. J. WEBBER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
Lansing, May 22, 1885. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 406 (File No. 328), entitled

A bill to amend Sec. 57 of act No. 249 of the session laws of 1871, entitled "an act to incorporate the city of Alpena," approved March 29, 1871, as amended by act No. 311, local acts of 1877, approved April 23, 1877,

In the passage of which the Senate has concurred by a majority vote of

all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing May 22, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 206 (File No. 270), entitled

A bill to amend section 1 of an act entitled "An act to authorize the judges of probate in certain counties to appoint a register, and prescribing his duties and compensation," approved March 30, 1869, as amended, being compiler's section 535 of Howell's Annotated Statutes of Michigan;

And to inform the House that the Senate has amended the same as follows:

1. By striking out of line 9, recited section 1, the word "sixty," and inserting in lieu thereof the word "fifty;"

2. By striking out of the same line the words "county of Wayne," and inserting in lieu thereof the words "counties of Wayne and St. Clair;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Mr. Sellers moved to suspend the rule requiring amendments made to bills by the Senate to be laid over one day;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Sellers,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

#### YEAS.

Mr. Barry,	Mr. Dickson,	Mr. Holman,	Mr. Oviatt,
Bates,	Diekema,	Howell,	Parkhurst,
Beecher,	Divine,	Jones,	Sellers,
Beekman,	Dodge,	Lincoln,	Snyder,
Bentley,	Dunbar,	Long,	Staples,
Black,	Egan,	Makelim,	Swift,
Campbell,	Eldred,	Malcolm,	Town,
Case, A. T.,	Engleman,	McClelland,	Webber,
Collins,	Gardner,	McCormick,	Wellman,
Conrad,	Gibbs,	McGregor,	Williams,
Coomer,	Gleason,	McKie,	Wilson,
Cross,	Hammond,	McNabb,	Woodruff,

Mr. Crozer,  
Dakin,  
Davis,

Mr. Hankerd,  
Hayes,

Mr. North,  
O'Keefe,

Mr. Wright,  
Speaker,

57

## NAYS.

Mr. Richardson, Mr. Weiss,

2

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, May 22, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 55 (File No. 199), entitled

A bill to prohibit the use of the words "warranty deed" or similar words on any deed except on warranty deeds;

2. Senate bill No. 157 (File No. 109), entitled

A bill to amend sec. 15 of chapter 259, of the compiled laws of 1871, being section 9468 of Howell's Annotated Statutes, relative to the exclusion of witnesses and minors during trials before magistrates;

3. Senate bill No. 196 (File No. 174), entitled

A bill to amend sections 6947 and 6948 of Howell's Annotated Statutes, being compiler's sections 5382 and 5383 of the compiled laws of 1871, relative to assignment of judgments in justices' courts;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

The third named bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, May 22, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 218 (File No. 181), entitled

A bill to provide for an appropriation for the preparation, publication, and distribution of the proceedings of the annual meetings of the Michigan superintendents of the poor for the years 1885 and 1886;

To which the House made the following amendments to section 2:

1. In lines 1 and 2 strike out the words "The State Board of Corrections and Charities," and insert in lieu thereof the word "State;"

2. Strike out in lines 5 and 6 the words "President of the State Board of Corrections and Charities, countersigned by the secretary thereof," and insert the words "Secretary of State;"

And now to inform the House that in said amendments the Senate has non-concurred.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The Senate having non-concurred in the House amendments, and the question being,

What action will the House take in reference thereto;

On motion of Mr. Campbell,

The bill was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER, }

Lansing, May 22, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 296 (File No. 103), entitled

A bill making an appropriation of State swamp lands to aid the county of Jackson in straightening and opening a channel or outlet for Portage Lake, and to authorize a tax to complete the same, and to repeal act No. 132 of the session laws of 1881, entitled "An act to authorize and empower the board of control of State swamp lands to make an appropriation of swamp lands to drain certain overflowed lands in Jackson county," approved May 10, 1881,

Which has passed the Senate by a vote of two-thirds of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on public lands.

The Speaker also announced the following:

SENATE CHAMBER, }

Lansing, May 22, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 241 (File No. 239), entitled

A bill to amend sections 4, 7, 51, 52, 75, and 116 of act number 192 of the session laws of 1861, entitled "An act to incorporate the city of Pontiac," approved March 15th, 1861, as amended by the several acts amendatory thereof, and to add 15 new sections to said act to stand as sections 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, and 203;

Which has passed the Senate by a majority vote of all the Senators elect and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

The bill was read a first and second time by its title, and referred to the committee on municipal corporations:

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, May 22, 1885. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed by the Senate to transmit the following bill :

Senate bill No. 274 (File No. 107), entitled

A bill to incorporate the village of Tawas City in the township of Tawas, Iosco county and State of Michigan,

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The Speaker also announced the following :

SENATE CHAMBER,  
Lansing, May 22, 1885. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed by the Senate to transmit the following bill :

Senate bill No. 130 (File No. 163), entitled

A bill to confirm the sale of certain swamp lands to Martha M. Ingalls, and patent No. 25810 issued to her upon such sale ;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was read a first and second time by its title and referred to the committee on judiciary.

#### COMMUNICATIONS.

The Speaker announced the following :

MICHIGAN STATE AGRICULTURAL COLLEGE, }  
Lansing, Mich., May 22, 1885. }

*Hon. D. L. Crossman :*

SIR—Your favor of the 21st, asking me to appear before the committee on State affairs to explain my views in regard to the proposed reduction of the test for coal oils, is just received.

In answer to the invitation, I will say that I have no views I wish to urge upon anyone on this subject, but am willing to appear before the committee on State affairs at any time they may desire, to answer any questions on this subject, and impart any information I may possess on the subject.

Communication by telephone will reach me and time can be fixed in that way.

I remain yours faithfully,  
R. C. KEDZIE.

Referred to the committee on State affairs.

On motion of Mr. Hankerd,

The

## THIRD READING OF BILLS

Was passed over for the day.

## GENERAL ORDER.

On motion of Mr. Hankerd,

The House went into committee of the whole on the general order,

Whereupon the Speaker called Mr. Holman to the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

1. Senate bill No. 37 (File No. 15), entitled,

A bill to prevent the spread of contagious diseases among cattle;

2. House bill No. 569 (File No. 228) entitled

A bill to amend section 6559 of chapter 205, of the compiled laws of 1871, being compiler's section, of Howell's compilation of laws of Michigan, No. 8147, relative to process of service on railroad companies;

3. House bill No. 419 (File No. 286), entitled

A bill to provide that certain Michigan men who served in batteries "B" and "G," 1st regiment of New York light artillery, shall be enrolled in this State, with the same rights and benefits of volunteers who served in Michigan regiments;

4. Senate bill No. 10 (File No. 10), entitled

A bill to provide for the representation of different political parties on boards of election;

5. House bill No. 456 (File No. 372), entitled

A bill to authorize the transcript of a judgment from the docket of one justice of the peace to that of another within this State;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have had under consideration the following:

6. House bill No. 568 (File No. 185), entitled

A bill for the better protection of human health and life from diseased animals;

7. House bill No. 253 (File No. 106), entitled

A bill to amend section 21 of chapter 6 of the compiled laws of 1871, being compiler's section 52, and being section No. 157 of chapter 9 of Howell's Annotated Statutes of 1882, relative to the time for the opening and closing of polls at general elections,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following:

8. Senate bill No. 169 (File No. 155), entitled

A bill to amend sections 2 and 7 of act No. 169, of the public acts of 1881, to increase the salary of the State Librarian;

9. House bill No. 521 (File No. 360), entitled

A bill to fix the per diem compensation of the members of the State Legislature from the Upper Peninsula for and during the session of 1885,

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

The committee of the whole have also had under consideration the following:

10. House bill 343 (File No. 398), entitled

A bill to amend section 4 of chapter 2, section 4 of chapter 3, and section 5 of chapter 11, of the act of June 8, 1881, relating to highways, as amended by act of March 14, 1882, by restoring the original text of said sections, and to repeal sections 14 as added to chapter 12 of said first named act, by said act of March 14, 1882,

And have directed their chairman to report the same back to the House, with the recommendation that it be laid on the table.

J. H. HOLMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Dickson,

The House concurred in the recommendation of the committee relative to the tenth named bill, and it was laid on the table.

The question being on concurring in the action of the committee in striking out all after the enacting clause of the ninth named bill,

Mr. Markey moved that the House concur.

Mr. O. N. Case demanded the yeas and nays.

The demand was seconded, and the roll being called, a quorum was not shown to have voted on the question;

Whereupon the Speaker directed a second call of the roll;

Which developed a total of forty-nine votes only.

Mr. Diekema moved that the House adjourn;

Which motion did not prevail.

Mr. Sellers moved that there be a call of the House;

Which motion did not prevail.

Mr. Holman moved that the House adjourn until 9 P. M. on Monday next;

Which motion was not in order, less than a quorum being present, as shown by the last roll-call.

Mr. Campbell moved that the House adjourn.

Mr. Jones demanded the yeas and nays.

The demand was seconded, and the motion did not prevail, by yeas and nays as follows:

#### YEAS.

Mr. Bates,	Mr. Dickson,	Mr. Howell,	Mr. McKie,	
Beecher,	Egan,	Jones,	Parkhurst,	
Campbell,	Gibbs,	Long,	Staples,	
Carlton,	Hayes,	McCormick,	Town,	16

#### NAYS.

Mr. Barry,	Mr. Dunbar,	Mr. Markey,	Mr. Webber,	
Case, A. T.,	Eldred,	McGregor,	Weiss,	
Case, O. N.,	Gardner,	North,	Wellman,	
Conrad,	Hammond,	Oviatt,	Williams,	
Dakin,	Hanker,	Richardson,	Wilson,	
Diekema,	Holman,	Sellers,	Woodruff,	
Dodge,	Makelim,	Watson,	Wright,	28

Mr. Campbell moved that there be a call of the House;  
Which motion prevailed.

## PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the clerk, and the following members reported absent without leave:

Messrs. Beekman, Bently, Black, Boynton, Coleman, Collins, Coomer, Cross, Crozer, Davis, Engleman, Gleason, Johnson, Malcolm, Mason, McClelland, McNabb, and Snyder.

The proceedings under the call having secured the attendance of fifty-two members,

On motion of Mr. Campbell,

All further proceedings under the call were dispensed with.

Pending further action on the report of the committee of the whole,

Mr. Holman moved that the House adjourn until 9 P. M. on Monday next.

Mr. Parkhurst moved to amend by making the hour 2 P. M.;

Which was agreed to.

The motion as amended then prevailed, and

The Speaker declared the House adjourned until 2 o'clock P. M. on Monday next.

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*Lansing, Monday, May 25, 1885.*

The House met pursuant to adjournment, and was called to order by the Speaker *pro tem*.

Prayer by the Rev. Mr. Thompson.

Roll called: quorum present.

Absent without leave: Messrs. Baker, Bardwell, Barry, Beekman, Brandon, Brant, O. N. Case, Clark, Coleman, Collins, Coomer, Cossitt, Cross, Gardner, Gleason, Harper, Johnson, Manwaring, McGregor, Parkhurst, Post, Shorts, Snyder, Swift, Waltz, Weiss, Wellman, Williams and Wilson.

On motion of Mr. Campbell,

Leave of absence was granted to all absentees for the afternoon.

On motion of Mr. Wiggins,

Leave of absence was granted to Mr. Cossitt until Thursday.

On motion of Mr. Dakin,

Leave of absence was granted to Mr. Clark until Wednesday.

On motion of Mr. Dunbar,

Leave of absence was granted to Mr. McGregor until Wednesday.

## PRESENTATION OF PETITIONS.

No. 969. By mail to the clerk: Resolutions of thanks adopted by the board of councilmen of Detroit, for the passage of the annexation bill.

The resolutions are as follows:

By Councilman Champion:

WHEREAS, The Legislature at Lansing have with much unanimity passed the annexation bill, so called, adding certain territory to the city limits of Detroit;



AND WHEREAS, This action fully accords with the wishes of this Board, as often expressed to the Legislature in the adoption of resolutions from time to time to that effect ;

*Resolved*, That the thanks of this Board be and are hereby tendered to the State Senate and House of Representatives for their action, and to the city attorney for his earnest efforts to that end ;

*Resolved*, That the Governor of the State be and is hereby respectfully requested to sign said bill so that the same shall become law without delay, and the object so desirable and important may be attained ;

*Resolved*, That a copy of these resolutions be transmitted by the city clerk to the Senate, House of Representatives, and also to the Governor of the State.

Adopted as follows :

Yeas—Councilmen Chamberlain, Champion, Conahan, Dust, Goebel, Look, Raynor, Streeter, and the President—9.

Nays—None.

STATE OF MICHIGAN } ss.  
CITY OF DETROIT.

*City Clerk's Office, Detroit.*

I, Alex A. Sænger, Clerk of the city of Detroit, in said State, do hereby certify that the foregoing and annexed paper is a true copy of a resolution adopted by the board of councilmen, at a session held on the 22d day of May, 1885, as appears from the journal of said board remaining in the office of the city clerk of Detroit, aforesaid ; that I have compared the same with the original in my office, and the same is a correct transcript therefrom, and of the whole of such original.

[L. s.] In witness whereof I have hereunto set my hand and affixed the corporate seal of said city, at Detroit, this 23d day of May, A. D. 1885.

ALEX A. SÆNGER,  
*City Clerk.*

Referred to the committee on municipal corporations.

Mr. Watson moved to take from the table

House bill No. 484, entitled

A bill to provide for the publication of the proceedings of village councils and township boards ;

Which motion prevailed.

On motion of Mr. Watson,

The bill was referred to the committee on printing.

#### GENERAL ORDER.

On motion of Mr. Ford,

The House went into committee of the whole on the general order.

Whereupon the Speaker called Mr. Staples to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report :

The committee of the whole have had under consideration the following :

1. House bill No. 432 (File No. 338), entitled

A bill to amend section 24 of chapter 3, act No. 164 of session laws of 1881, being compiler's section 5076, Howell's Statutes, relating to reports of fractional school districts, and the apportionment of public moneys to such districts ;

2. House bill No. 251 (File No. 125), entitled

A bill to increase the usefulness of the Michigan weather service;

3. House bill No. 458 (File No. 385), entitled

A bill to amend sections 5208 and 5209, of the compiled laws of 1871, being sections 6771 and 6772 of Howell's Annotated Statutes;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following:

4. Senate bill No. 318 (File No. 211), entitled

A bill to provide for the introduction and use of automatic or other safety car couplers upon the railroads of this State;

5. House bill No. 466 (File No. 406), entitled

A bill to regulate annual and general elections;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following:

6. House bill No. 711 (File No. 387), entitled

A bill to amend section one of chapter 35 of Howell's Annotated Statutes, relative to new trials and exceptions in criminal cases;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

The committee of the whole have also had under consideration the following:

7. House bill No. 425 (File No. 320), entitled

A bill to amend section 2 of act No. 3 of the session laws of 1873, entitled "An act to provide for the payment of officers and members of the Legislature;"

And have directed their chairman to report the same back to the House with the recommendation that it be laid on the table.

The committee of the whole have also had under consideration the following:

8. Senate bill No. 367, entitled

A bill to define and fix the boundary lines between school district No. 1 and school district No. 2 in the township of Portage, in the county of Houghton;

And have directed their chairman to report the same back to the House with the recommendation that it be printed and re-referred to the committee of the whole.

H. E. STAPLES, *Chairman.*

Report accepted and committee discharged.

The first, second, and third named bills were placed on the order of third reading.

On motion of Mr. McCormick,

The House concurred in the amendments made by the committee to the fourth and fifth named bills, and they were placed on the order of third reading.

On motion of Mr. Ford,

The House concurred in the action of the committee in striking out all after the enacting clause of the sixth named bill, and

The title and enacting clause were laid on the table.

On motion of Mr. Crozer,

The House concurred in the recommendation of the committee relative to the seventh named bill, and it was laid on the table.

On motion of Mr. Markey,

The House concurred in the recommendation of the committee relative to the eighth named bill, and it was ordered printed and re-referred to the committee of the whole.

On motion of Mr. Dodge,

The fourth named bill was ordered printed at length in the Journal, as amended.

The bill is as follows :

SECTION 1. *The People of the State of Michigan enact*, That on and after July 1, 1886, any railroad company owning or operating a railroad or any portion of a railroad wholly or partly in this State, shall place upon every freight car hereafter constructed, purchased, or leased by such corporation, and upon every freight car owned by such corporation which shall be sent to the shops for general repairs with the intent to use such car, such form of automatic safety coupler at each end thereof, as the Commissioner of Railroads may prescribe after examination, and test of the same, and such Commissioner of Railroads may at any time annul or withdraw the recommendation or direction as to any particular coupler, at his pleasure, and authorize or adopt another or other makes of automatic coupler which he shall deem better than those previously authorized; in which case the latest automatic coupler adopted or approved by said Commissioner of Railroads shall be the style and kind used upon all new cars or cars repaired in that particular: *Provided*, That any railroad company may with the consent of the Railroad Commissioner, put upon its cars or any of them, automatic couplers different from those generally prescribed by the commissioner for use throughout the State.

On motion of Mr. Egan,

The House adjourned.

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*Lansing, Tuesday, May 26, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Roll called: quorum present.

Absent without leave: Messrs. Barry, Beekman, Brandon, Coleman, Hampton, Harper, Johnson, Northwood, Waltz, Weiss, and Williams.

On motion of Mr. Sellers,

Leave of absence was granted to all absentees for the day.

On motion of Mr. McKie,

Leave of absence was granted to Mr. Johnson indefinitely on account of sickness.

On motion of Mr. Coomer,

Leave of absence was granted to Mr. Brandon indefinitely.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
*Lansing, May 25, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 181 (File No. 103), entitled

A bill to amend section 5, of chapter 178, of the compiled laws of 1871, entitled "An act to amend chapter 93, of the revised statutes of 1846, entitled 'Of courts held by justices of the peace,'" the same being section 6818, of Howell's Annotated Statutes,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, May 23, 1885.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 125 (File No. 86), entitled

A bill to amend sections 21, 22, 23, 24, 29, 30, 32, 33, 35, 43, 49, 59, and 60, of an act entitled "An act to revise and amend the charter of the city of Battle Creek," approved April 3, 1879, and to repeal section 34 of said act.

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and

On motion of Mr. Eldred,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

# YEAS.

Mr. Adams,	Mr. Davis,	Mr. Jones,	Mr. Powers,
Baker,	Dickson,	Kelly,	Richardson,
Bardwell,	Diekema,	Kirkpatrick,	Rumsey,
Beecher,	Dodge,	Lincoln,	Sellers,
Bentley,	Dunbar,	Long,	Snyder,
Boynton,	Egan,	Makelim,	Staples,
Brant,	Eldred,	Malcolm,	Stark,
Cannon,	Engleman,	Manwaring,	Sutton,
Carlton,	Estee,	Mason,	Swift,
Case, A. T.,	Ford,	McClelend,	Town,
Case, J. A.,	Gardner,	McCormick,	Walthew,
Case, O. N.,	Gibbs,	McKie,	Watson,
Chapman,	Gleason,	North,	Webber,
Collins,	Hammond,	O'Keefe,	Wellman,

Mr. Egan, Eldred,	Mr. Kirkpatrick, Makelim,	Mr. Sellers,	Mr. Woodruff,	26
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## NAYS.

Mr. Bentley, Campbell, Cannon, Carlton, Conrad, Dickson, Dunbar,	Mr. Estee, Ford, Gardner, Gleason, Hammond, Howell, Long,	Mr. Malcolm, Manwaring, McCormick, McKie, North, Rumsey, Snyder,	Mr. Town, Ulrich, Voorhees, Walthew, Watson, Wilson, Speaker,	28
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House bill No. 356 (File No. 312), entitled

A bill to authorize the county of Bay to buy and maintain a bridge across the Saginaw river;

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Wright moved to amend the bill by striking out all of section 4 after the word "election" in line 3, and inserting the words "or general" before the word election in said line 3;

Which motion prevailed, two-thirds of all the members present voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr Adams, Baker, Bardwell, Barry, Beecher, Bentley, Blacker, Boynton, Campbell, Cannon, Carlton, Case, A. T., Case, J. A., Case, O. N., Conrad, Coomer, Cross,	Mr. Davis, Dickson, Diekema, Dunbar, Egan, Eldred, Engleman, Estee, Ford, Gardner, Gibbs, Gleason, Hammond, Holman, Howell, Jones, Kelly,	Mr. Kirkpatrick, Lincoln, Long, Malcolm, Manwaring, McClelland, McCormick, McKie, North, O'Keefe, Oviatt, Parkhurst, Post, Petter, Powers, Rumsey,	Mr. Sellers, Shorts, Snyder, Staples, Swift, Town, Ulrich, Voorhees, Walthew, Watson, Webber, Wellman, Wilson, Wood, Woodruff, Wright,	66
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## NAYS.

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The question being on agreeing to the title,

Mr. Wright moved to amend the title by inserting after the word "maintain" the words "or build."

Which motion prevailed.

The title as amended was then agreed to.

House joint resolution No. 37 (File No. 23), entitled

Joint resolution proposing an amendment to section 15 article 4 of the constitution of this State, relative to the compensation of members of the Legislature,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Howell moved to amend the joint resolution by striking out in line 1, section 15, the words "seven hundred" and inserting the words "six hundred" in lieu thereof,

Which was not agreed to.

Mr. Parkhurst moved to amend the joint resolution by striking out in line 1, section 15, the words "seven hundred" and inserting the words "six hundred and fifty" in lieu thereof,

Which was not agreed to.

Mr. O. N. Case moved to amend the joint resolution by striking out in line one, section 15, the words "seven hundred" and inserting the words "one thousand" in lieu thereof,

Which was not agreed to.

The joint resolution was then passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Diekema,	Mr. Makelim,	Mr. Shorts,
Baker,	Dodge,	Manwaring,	Snyder,
Bardwell,	Egan,	Markey,	Staples,
Barry,	Eldred,	Mason,	Stark,
Beecher,	Engleman,	McOlelend,	Sutton,
Black,	Ester,	McCormick,	Swift,
Blacker,	Ford,	McKie,	Ulrich,
Cannon,	Gibbs,	North,	Voorhees,
Case, A. T.,	Gleason,	Northwood,	Walthew,
Case, J. A.,	Hammond,	O'Keefe,	Wellman,
Case, O. N.,	Hayes,	Oviatt,	Wiggins,
Collins,	Holman,	Parkhurst,	Wilson,
Conrad,	Jones,	Post,	Wood,
Coomer,	Kelly,	Potter,	Woodruff,
Cross,	Kirkpatrick,	Richardson,	Wright,
Davis,	Lincoln,	Rumsey,	Speaker,
Dickson,	Long,	Sellers,	

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#### NAYS.

Mr. Bentley,	Mr. Carlton,	Mr. Howell,	Mr. Town,
Boynton,	Dunbar,	Malcolm,	Watson,
Campbell,	Gardner,	Powers,	Webber,

13

Title agreed to.

The following is the joint resolution:

**SECTION 1.** *Resolved by the Senate and House of Representatives of the State of Michigan,* That the following amendment to the constitution of this State be and the same is hereby proposed to stand as section fifteen of article four:

**SEC. 15.** The compensation of the members of the Legislature shall be [a salary of seven hundred dollars for each regular session; when convened in extra session their compensation shall be a salary of one hundred dollars], and at such extra session they shall legislate on no other subjects than those expressly stated in the Governor's proclamation, or submitted to them by special message. They shall be entitled to ten cents, and no more, for every mile actually traveled in going to and returning from the place of meeting on

the usually traveled route. [ \* ] Each member shall be entitled to one copy of the laws, journals, and documents of the Legislature of which he was a member, but shall not receive at the expense of the State books, newspapers, or other perquisites of office, or any other perquisite or compensation not expressly authorized by this constitution.

SEC. 2. Said amendment shall be submitted to the people of this State at the general election to be held on the first Tuesday after the first Monday of November, in the year eighteen hundred and eighty-six, and the Secretary of State is hereby required to give notice of the same to the sheriffs of the several counties in this State in the same manner that he is now by law required to do in case of an election of Governor and Lieutenant-Governor, and the inspectors of election in the several townships and cities of this State shall prepare a suitable ballot box for the reception of ballots cast for and against said amendment. Each person voting for said amendment of section fifteen, article four, shall have written or printed on his ballot the words, "Amendment relative to the compensation of members of the Legislature—Yes;" and each person voting against said amendment shall have written or printed on his ballot the words, "Amendment relative to the compensation of members of the Legislature—No." The ballots in all respects shall be canvassed and returns made as in the election of Governor and Lieutenant Governor.

The Speaker called the Speaker *pro tem.* to the chair.

House bill No. 653 (File No. 321), entitled

A bill to amend section 17, chapter 96, being section 3582 of Howell's Annotated Statutes, relative to tolls on toll roads,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Adams,	Mr. Diekema,	Mr. Lincoln,	Mr. Snyder,
Baker,	Dodge,	Makelim,	Staples,
Bardwell,	Egan,	Manwaring,	Stark,
Barry,	Eldred,	Mason,	Swift,
Beecher,	Engleman,	McClelland,	Town,
Bentley,	Estee,	McCormick,	Ulrich,
Blacker,	Ford,	North,	Wellman,
Boynnton,	Gibbs,	Northwood,	Wiggins,
Campbell,	Hammond,	O'Keefe,	Wilson,
Cannon,	Hayes,	Oviatt,	Wood,
Carlton,	Jones,	Powers,	Woodruff,
Coomer,	Kelly,	Richardson,	Wright,
Cross,	Kirkpatrick,	Rumsey,	Speaker,
			<i>pro tem.</i> , 52

#### NAYS.

Mr. Case, O. N.,	Mr. Gardner,	Mr. Long,	Mr. Sutton,
Collins,	Gleason,	Malcolm,	Watson,
Dickson,	Holman,	Shorts,	Webber,
Dunbar,			

13

Title agreed to.

The Speaker resumed the chair.

Senate bill No. 111 (File No. 186), entitled

A bill to amend section 14 of an act relating to burying grounds, approved

Feb. 12, 1855, being section 4741, Howell's Annotated Statutes, and to add a new section thereto to be known as section 36,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Dodge,	Mr. Malcolm,	Mr. Stark,
Bardwell,	Dunbar,	Mason,	Sutton,
Barry,	Egan,	McClelland,	Swift,
Beecher,	Eldred,	McCormick,	Town,
Bentley,	Engleman,	McKie,	Ulrich,
Boynston,	Estee,	North,	Walthew,
Campbell,	Ford,	Northwood,	Watson,
Cannon,	Gardner,	O'Keefe,	Webber,
Carlton,	Gibbs,	Oviatt,	Wellman,
Case, A. T.,	Gleason,	Parkhurst,	Wiggins,
Case, O. N.,	Hammond,	Post,	Wilson,
Conrad,	Hayes,	Rumsey,	Wood,
Coomer,	Howell,	Sellers,	Woodruff,
Cross,	Jones,	Snyder,	Wright,
Dickson,	Kelly,	Staples,	Speaker,
Diekema,	Kirkpatrick,		

63

## NAYS.

Mr. Long,

1

Title agreed to.

On motion of Mr. O. N. Case,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House joint resolution No. 28 (File No. 24), entitled

Joint resolution proposing an amendment to section one of article 9 of the constitution of this State, relative to the salaries of State officers;

Was read a third time and passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Davis,	Mr. Lincoln,	Mr. Rumsey,
Baker,	Dickson,	Long,	Sellers,
Bardwell,	Diekema,	Makelim,	Shorts,
Barry,	Dodge,	Manwaring,	Snyder,
Bates,	Dunbar,	Markey,	Staples,
Beecher,	Egan,	Mason,	Stark,
Bentley,	Eldred,	McClelland,	Swift,
Black,	Engleman,	McCormick,	Town,
Blacker,	Estee,	McKie,	Ulrich,
Cannon,	Ford,	North,	Walthew,
Case, A. T.,	Gleason,	Northwood,	Wellman,
Case, J. A.,	Hammond,	O'Keefe,	Wiggins,
Case, O. N.,	Hayes,	Oviatt,	Wilson,
Collins,	Howell,	Post,	Wood,
Conrad,	Jones,	Potter,	Woodruff,
Coomer,	Kelly,	Powers,	Wright,
Cross,	Kirkpatrick,	Richardson,	Speaker,

68



## NAYS.

Mr. Gardner,      Mr. Holman,      Mr. Parkhurst,      Mr. Sutton,  
Gibbs,              Malcolm,

6

Title agreed to.

The following in the joint resolution :

*Resolved by the Senate and House of Representatives of the State of Michigan* That an amendment to section one of article nine of the constitution of this State be and the same is hereby proposed to read as follows :

SECTION 1. The judges of the circuit courts shall receive an annual salary of twenty-five hundred dollars; the Governor, State Treasurer, Secretary of State, the Commissioner of the Land Office, Attorney General, and Superintendent of Public Instruction shall receive such salary as shall be fixed and determined by the Legislature of this State, such salaries to be fixed and determined by the Legislature of this State at its first session after the adoption of this amendment and in each fourth year thereafter.

*Be it further resolved*, That said amendment shall be submitted to the people of this State at the next general election to be held therein on the first Tuesday after the first Monday in the month of November, in the year one thousand eight hundred and eighty-six, and the Secretary of State is hereby required to give notice of the same to the sheriffs of the several counties in this State, in the same manner he is now required to do in case of the election of a Governor or Lieutenant-Governor, and the several townships and cities in this State shall prepare suitable boxes for the reception of ballots cast for or against said amendment. Each person voting for said amendment shall have written or printed, or partly written or printed, on his ballot the words, "Amendment to the constitution relative to salaries of State officers—Yes;" and each person voting against said amendment shall have on his ballot in like manner, "Amendment to the constitution relative to salaries of State officers—No." The ballots shall in all respects be canvassed and returns made as in a general election of State officers.

House bill No. 260 (File No. 412), entitled

A bill to amend section 5 of act No. 31, session laws of 1858, being section 5394 of Howell's Annotated Statutes of 1892, relative to the sale and reclamation of swamp lands and securing pre-emption of settlers,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Adams,	Mr. Diekema,	Mr. Lincoln,	Mr. Sellers,
Baker,	Dodge,	Makelim,	Shorts,
Bardwell,	Dunbar,	Malcolm,	Snyder,
Barry,	Egan,	Markey,	Staples,
Bates,	Eldred,	Mason,	Stark,
Beecher,	Engleman,	McClelend,	Sutton,
Bentley,	Ford,	McCormick,	Swift,
Black,	Gardner,	McKie,	Town,
Cannon,	Gibbs,	North,	Ulrich,
Carlton,	Gleason,	Northwood,	Watson,
Case, A. T.,	Hammond,	O'Keefe,	Webber,
Case, J. A.,	Hayes,	Parkhurst,	Wellman,
Courad,	Holman,	Post,	Wiggins,
Coomer,	Howell,	Potter,	Wilson,

Mr. Cross, Crozer, Davis, Dickson,	Mr. Jones, Kelly, Kirkpatrick,	Mr. Powers, Richardson, Rumsey,	Mr. Wood, Woodruff, Speaker,	69
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## NAYS.

Mr. Case, O. N.,	Mr. Long,	2
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Title agreed to.

On motion of Mr. Malcolm,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 458 (File No. 385), entitled

A bill to amend sections 5208 and 5209 of the compiled laws of 1871, being sections 6771 and 6772 of Howell's Annotated Statutes,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams, Baker, Bardwell, Bates, Beecher, Bentley, Black, Boynton, Cannon, Carlton, Case, A. T., Case, J. A., Conrad, Coomer, Cross, Crozer, Davis, Dickson,	Mr. Diekema, Dodge, Dunbar, Egan, Eldred, Engleman, Estee, Ford, Gardner, Gibbs, Gleason, Hayes, Holman, Howell, Jones, Kelly, Kirkpatrick,	Mr. Lincoln, Long, Malcolm, Manwaring, Markey, Mason, McClelland, McCormick, McKie, North, Northwood, O'Keefe, Parkhurst, Post, Potter, Powers, Richardson,	Mr. Rumsey, Shorts, Snyder, Staples, Stark, Swift, Town, Ulrich, Watson, Webber, Wellman, Wiggins, Wilson, Wood, Woodruff, Wright, Speaker,	69
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## NAYS.

0

The question being on agreeing to the title,

Mr. Dodge moved to amend the title by adding at the end thereof the words "relative to probate courts;"

Which motion prevailed.

The title as amended was then agreed to.

House bill No. 251 (File No. 125), entitled

A bill to increase the usefulness of the Michigan weather service,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Bardwell, Bates, Beecher, Bentley,	Mr. Davis, Dickson, Dodge, Eldred,	Mr. Lincoln, Malcolm, McClelland, McKie,	Mr. Stark, Sutton, Swift, Town,
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Mr. Black,	Mr. Engleman,	Mr. North,	Mr. Walthew,	
Carlton,	Estee,	Parkhurst,	Webber,	
Case, A. T.,	Gibbs,	Powers,	Wellman,	
Case, J. A.,	Gleason,	Richardson,	Wiggins,	
Conrad,	Hammond,	Shorts,	Wood,	
Cross,	Hayes,	Snyder,	Woodruff,	
Crozer,	Kirkpatrick,	Staples,		43

## NAYS.

Mr. Adams,	Mr. Coomer,	Mr. Howell,	Mr. McCormick,	
Barry,	Ford,	Jones,	Oviatt,	
Boynton,	Gardner,	Kelly,	Rumsey,	
Cannon,	Holman,	Long,	Watson,	
Collins,				17

House bill No. 432 (File No. 338), entitled

A bill to amend section 24 of chapter 3, act No. 164 of session laws of 1881, being compiler's section 5076, Howell's Statutes, relating to reports of fractional school districts, and the apportionment of public moneys to such districts,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Dodge,	Mr. Lincoln,	Mr. Staples,	
Bardwell,	Dunbar,	Malcolm,	Stark,	
Bates,	Eldred,	Mason,	Sutton,	
Beecher,	Engleman,	McClelland,	Swift,	
Bentley,	Estee,	McCormick,	Town,	
Black,	Ford,	McKie,	Ulrich,	
Carlton,	Gardner,	North,	Walthew,	
Case, J. A.,	Gibbs,	Oviatt,	Watson,	
Collins,	Hammond,	Parkhurst,	Webber,	
Conrad,	Hayes,	Potter,	Wellman,	
Cross,	Holman,	Powers,	Wiggins,	
Crozer,	Howell,	Richardson,	Wilson,	
Davis,	Jones,	Rumsey,	Wood,	
Dickson,	Kelly,	Shorts,	Woodruff,	
Diekema,	Kirkpatrick,	Snyder,	Speaker,	60

## NAYS.

Mr. Cannon, 1

House bill No. 466 (File No. 406), entitled

A bill to regulate annual and general elections,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Rumsey,

The bill was laid on the table.

Senate bill No. 318 (File No. 211), entitled

A bill to provide for the introduction and use of automatic or other safety car couplers upon the railroads of this State,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Davis,	Mr. Jones,	Mr. Sellers,
Bardwell,	Dickson,	Kelly,	Shorts,
Barry,	Diekema,	Lincoln,	Snyder,
Bates,	Dodge,	Long,	Staples,
Beecher,	Dunbar,	Malcolm,	Stark,
Bentley,	Egan,	Markey,	Sutton,
Cannon,	Engleman,	McClelend,	Swift,
Carlton,	Estee,	McCormick,	Town,
Case, A. T.,	Ford,	McKie,	Ulrich,
Case, J. A.,	Gardner,	North,	Walthew,
Chapman,	Gibbs,	Oviatt,	Webber,
Collins,	Hammond,	Parkhurst,	Wellman,
Conrad,	Hayes,	Powers,	Wilson,
Cross,	Holman,	Richardson,	Wood,
Crozer,	Howell,	Rumsey,	Woodruff, 60

## NAYS.

Mr. Eldred,	Mr. Watson,	2
Title agreed to.		
On motion of Mr. Dickson,		
The House took a recess until 2 o'clock P. M.		

## AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.  
Roll called: quorum present.

## UNFINISHED BUSINESS.

Being the consideration of the following:

*Resolved* (the Senate concurring), That the Quartermaster General be and is hereby authorized to loan the Grand Commandery of Knight Templars of Michigan so much of the camp equipage belonging to the State as may be necessary to be used at the State encampment of that body, to be held at Grand Rapids on the 16th and 17th of September, A. D. 1885, at the meeting of the 17th annual reunion of the Army of the Cumberland: *Provided*, That the Quartermaster General shall send competent persons in charge of said equipage, and that all the expense and damage, excepting ordinary wear and tear, shall be borne by the Knights Templar: *And provided further*, That the same shall not interfere with the use of the camp equipage by the State troops;

Which was adopted.

Also,

The consideration of a portion of the report of the Committee of the Whole of Saturday, May 23, the disposition of which fell by reason of adjournment.

The portion of the report not acted on, is as follows:

The committee of the whole have had under consideration the following:

Mr. Black,	Mr. Engleman,	Mr. North,	Mr. Walthew,
Carlton,	Estee,	Parkhurst,	Webber,
Case, A. T.,	Gibbs,	Powers,	Wellman,
Case, J. A.,	Gleason,	Richardson,	Wiggins,
Conrad,	Hammond,	Shorts,	Wood,
Cross,	Hayes,	Snyder,	Woodruff,
Crozer,	Kirkpatrick,	Staples,	

43

## NAYS.

Mr. Adams,	Mr. Coomer,	Mr. Howell,	Mr. McCormick,
Barry,	Ford,	Jones,	Oviatt,
Boynton,	Gardner,	Kelly,	Rumsey,
Cannon,	Holman,	Long,	Watson,
Collins,			

17

House bill No. 432 (File No. 338), entitled

A bill to amend section 24 of chapter 3, act No. 164 of session laws of 1881, being compiler's section 5076, Howell's Statutes, relating to reports of fractional school districts, and the apportionment of public moneys to such districts,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Dodge,	Mr. Lincoln,	Mr. Staples,
Bardwell,	Dunbar,	Malcolm,	Stark,
Bates,	Eldred,	Mason,	Sutton,
Beecher,	Engleman,	McClelend,	Swift,
Bentley,	Estee,	McCormick,	Town,
Black,	Ford,	McKie,	Ulrich,
Carlton,	Gardner,	North,	Walthew,
Case, J. A.,	Gibbs,	Oviatt,	Watson,
Collins,	Hammond,	Parkhurst,	Webber,
Conrad,	Hayes,	Potter,	Wellman,
Cross,	Holman,	Powers,	Wiggins,
Crozer,	Howell,	Richardson,	Wilson,
Davis,	Jones,	Rumsey,	Wood,
Dickson,	Kelly,	Shorts,	Woodruff,
Diekema,	Kirkpatrick,	Snyder,	Speaker,

60

## NAYS.

Mr. Cannon,	
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1

House bill No. 466 (File No. 406), entitled

A bill to regulate annual and general elections,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Rumsey,

The bill was laid on the table.

Senate bill No. 318 (File No. 211), entitled

A bill to provide for the introduction and use of automatic or other safety car couplers upon the railroads of this State,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adama,	Mr. Davis,	Mr. Jones,	Mr. Sellers,
Bardwell,	Dickson,	Kelly,	Shorts,
Barry,	Diekema,	Lincoln,	Snyder,
Bates,	Dodge,	Long,	Staples,
Beecher,	Dunbar,	Malcolm,	Stark,
Bentley,	Egan,	Markey,	Sutton,
Cannon,	Engleman,	McClelend,	Swift,
Carlton,	Estee,	McCormick,	Town,
Case, A. T.,	Ford,	McKie,	Ulrich,
Case, J. A.,	Gardner,	North,	Walthew,
Chapman,	Gibbs,	Oviatt,	Webber,
Collins,	Hammond,	Parkhurst,	Wellman,
Conrad,	Hayes,	Powers,	Wilson,
Cross,	Holman,	Richardson,	Wood,
Crozer,	Howell,	Rumsey,	Woodruff, 60

## NAYS.

Mr. Eldred,	Mr. Watson,	2
Title agreed to.		
On motion of Mr. Dickson,		
The House took a recess until 2 o'clock P. M.		

## AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.  
Roll called: quorum present.

## UNFINISHED BUSINESS.

Being the consideration of the following:

*Resolved* (the Senate concurring), That the Quartermaster General be and is hereby authorized to loan the Grand Commandery of Knight Templars of Michigan so much of the camp equipage belonging to the State as may be necessary to be used at the State encampment of that body, to be held at Grand Rapids on the 16th and 17th of September, A. D. 1885, at the meeting of the 17th annual reunion of the Army of the Cumberland: *Provided*, That the Quartermaster General shall send competent persons in charge of said equipage, and that all the expense and damage, excepting ordinary wear and tear, shall be borne by the Knights Templar: *And provided further*, That the same shall not interfere with the use of the camp equipage by the State troops;

Which was adopted.

Also,

The consideration of a portion of the report of the Committee of the Whole of Saturday, May 23, the disposition of which fell by reason of adjournment.

The portion of the report not acted on, is as follows:

The committee of the whole have had under consideration the following:

## 1. Senate bill No. 37 (File No. 15), entitled

A bill to prevent the spread of contagious diseases among cattle;

## 2. House bill No. 569 (File No. 228), entitled

A bill to amend section 6559 of chapter 205, of the compiled laws of 1871, being compiler's section, of Howell's compilation of laws of Michigan, No. 8147, relative to process of service on railroad companies;

## 3. House bill No. 419 (File No. 286, entitled

A bill to provide that certain Michigan men who served in batteries "B" and "G," 1st regiment of New York light artillery, shall be enrolled in this State, with the same rights and benefits of volunteers who served in Michigan regiments;

## 4. Senate bill No. 10 (File No. 10), entitled

A bill to provide for the representation of different political parties on boards of election;

## 5. House bill No. 456 (File No. 372), entitled

A bill to authorize the transcript of a judgment from the docket of one justice of the peace to that of another within this State;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following:

## 6. House bill No. 568 (File No. 185), entitled

A bill for the better protection of human health and life from diseased animals;

## 7. House bill No. 253 (File No. 106), entitled

A bill to amend section 21 of chapter 6 of the compiled laws of 1871, being compiler's section 52, and being section No. 157 of chapter 9 of Howell's Annotated Statutes of 1882, relative to the time for the opening and closing of polls at general elections;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following:

## 8. Senate bill No. 169 (File No. 155), entitled

A bill to amend sections 2 and 7 of act No. 169, of the public acts of 1881, to increase the salary of the State Librarian;

## 9. House bill No. 520 (File No. 360), entitled

A bill to fix the per diem compensation of the members of the State Legislature from the Upper Peninsula for and during the session of 1885;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

The pending question being on concurring in the action of the committee of the whole in striking out all after the enacting clause of the ninth named bill, Mr. Markey having made the motion to concur, and

Mr. O. N. Case having demanded the yeas and nays,

Which demand had been seconded;

The question being stated,

On motion of Mr. Markey,

The bill was laid on the table.

The question being on concurring in the action of the committee in striking out all after the enacting clause of the eighth named bill,

Mr. Oviatt moved that the House concur.

Mr. Ford demanded the yeas and nays.

The demand was seconded, and the motion to concur prevailed by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Conrad,	Mr. McKie,	Mr. Stark,
Baker,	Dunbar,	Northwood,	Sutton,
Barry,	Estee,	O'Keefe,	Swift,
Bates,	Gardner,	Oviatt,	Ulrich,
Beekman,	Gleason,	Post,	Voorhees,
Bentley,	Hammond,	Potter,	Walthew,
Boynton,	Hampton,	Powers,	Watson,
Carlton,	Jones,	Richardson,	Webber,
Case, A. T.,	Kelly,	Sellers,	Weiss,
Case, J. A.,	Lincoln,	Shorts,	Wiggins,
Chapman,	McCormick,	Staples,	Wood,

44

## NAYS.

Mr. Bardwell,	Mr. Crozer,	Mr. Hayes,	Mr. North,
Beecher,	Davis,	Holman,	Parkhurst,
Black,	Dickson,	Howell,	Ramsey,
Blacker,	Diekema,	Kirkpatrick,	Snyder,
Campbell,	Egan,	Long,	Town,
Cannon,	Eldred,	Malcolm,	Wellman,
Case, O. N.,	Engleman,	Markey,	Wilson,
Coomer,	Ford,	Mason,	Woodruff,
Cross,	Gibbs,	McClelland,	Speaker,

36

The title and enacting clause were laid on the table.

On motion of Mr. Hammond,

The House concurred in the amendments made by the committee to the sixth and seventh named bills, and they were placed on the order of third reading.

The first, second, third, fourth, and fifth named bills were placed on the order of third reading.

Mr. Campbell moved to take from the table

Senate bill No. 217 (File No. 82), entitled

A bill to provide a uniform system of records and accounts for use of superintendents, overseers, and directors of the poor and keepers of poorhouses;

Which motion prevailed.

The question being on the passage of the bill,

Mr. Campbell moved to amend the bill by striking out in line 2, section 1, the words "State Treasurer" and inserting the words "Secretary of the State Board of Charities" in lieu thereof,

Which motion prevailed, two-thirds of all the members present voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Coomer,	Mr. Jones,	Mr. Shorts,
Bardwell,	Cross,	Kelly,	Snyder,
Barry,	Davis,	Lincoln,	Staples,



Mr. Bates,	Mr. Dickson,	Mr. Long,	Mr. Stark,
Beecher,	Diekema,	Malcolm,	Swift,
Beekman,	Dunbar,	McClelend,	Town,
Bentley,	Egan,	McCormick,	Ulrich,
Blacker,	Eldred,	McKie,	Voorhees,
Boynton,	Engleman,	North,	Walthew,
Brant,	Estee,	O'Keefe,	Watson,
Campbell,	Ford,	Oviatt,	Webber,
Cannon,	Gardner,	Parkhurst,	Wellman,
Carlton,	Gibbs,	Post,	Wiggins,
Case, A. T.,	Hammond,	Potter,	Wood,
Case, O. N.,	Hayes,	Powers,	Woodruff,
Chapman,	Holman,	Richardson,	Speaker, 67
Conrad,	Howell,	Rumsey,	

## NAYS.

0

Title agreed to.

Mr. Chapman moved to take from the table

Senate bill No. 218 (File No. 181), entitled

A bill to provide for an appropriation for the preparation, publication, and distribution of the proceedings of the annual meetings of the Michigan Superintendents of the Poor for the years 1885 and 1886;

Which motion prevailed.

The question being what action will the House take in regard to certain House amendments, in which the Senate had refused to concur, viz.:

1. In lines 1 and 2 strike out the words "The State Board of Corrections and Charities," and insert in lieu thereof the word "State;"

2. Strike out in lines 5 and 6 the words "President of the State Board of Corrections and Charities, countersigned by the secretary thereof," and insert the words "Secretary of State;"

Mr. Chapman moved that the House recede from its amendments to the bill;

Which motion prevailed, a majority of all the members elect voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Coomer,	Mr. Jones,	Mr. Richardson,
Baker,	Cross,	Kirkpatrick,	Rumsey,
Bardwell,	Crozer,	Lincoln,	Shorts,
Bates,	Dickson,	Malcolm,	Snyder,
Beecher,	Diekema,	Manwaring,	Staples,
Beekman,	Egan,	McClelend,	Town,
Bentley,	Eldred,	McCormick,	Voorhees,
Black,	Estee,	McKie,	Watson,
Blacker,	Ford,	North,	Webber,
Boynton,	Gardner,	O'Keefe,	Wellman,
Campbell,	Gibbs,	Oviatt,	Wiggins,
Cannon,	Gleason,	Parkhurst,	Wood,
Carlton,	Hayes,	Post,	Woodruff,
Case, A. T.,	Holman,	Potter,	Speaker,
Chapman,	Howell,	Powers,	

59

## NAYS.

Mr. Brant,	Mr. Conrad,	Mr. Hammond,	Mr. Stark,	
Case, J. A.,	Davis,	Kelly,	Ulrich,	
Case, O. N.,	Dunbar,	Long,	Weiss,	12

## GENERAL ORDER.

On motion of Mr. Chapman,

The House went into committee of the whole on the general order.

Whereupon the Speaker called Mr. Egan to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

House bill No. 272 (File No. 414), entitled

A bill to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto;

But not having gone through therewith, have directed their chairman to report that fact to the House and ask leave to sit again.

F. B. EGAN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Markey,

Leave was granted the committee to sit again for the consideration of the bill.

On motion of Mr. Markey,

The House took up

## REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 309, entitled

A bill to punish the using of profane, obscene, or insulting language,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman*.

Report accepted and committee discharged.

Mr. Howell moved that the bill be ordered printed, referred to the committee of the whole, and placed on the general order.

Which motion did not prevail.

On motion of Mr. Campbell,

The further consideration of the subject was indefinitely postponed.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 496, entitled

A bill to amend section 483, Howell's Annotated Statutes, relative to the payment of witness and juror fees,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Markey,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 723, entitled

A bill to prevent sheriffs, constables, and coroners from hiding or concealing goods and chattels taken in execution, and to punish as a misdemeanor such action on their part,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment and without recommendation, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Bates,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 481, entitled

A bill to regulate the appointments made by the Governor of this State of the members of the boards in control and trustees in charge of the several State institutions,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Carlton,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 123, entitled

A bill to amend section 2 of chapter 165 of the Compiled laws of 1871, being section 6109 of Howell's Annotated Statutes, relative to adjournment of sales of real estate on execution,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No 124 (File No, 145), entitled

A bill to amend section 3 of act No. 193 of the session laws of 1867, being section 8020 of Howell's Annotated Statutes of 1882, relative to attachment,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 353 (File No. 201), entitled

A bill to amend section 4804 of the compiled laws of 1871, being section 5774 of Howell's Annotated Statutes, relative to determination of all estates at will or by sufferance,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 105 (File No. 190), entitled

A bill to authorize the specific performance, by guardians of insane and incompetent persons, of contracts made by their wards for the conveyance of real estate,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on military affairs:

The committee on military affairs, to whom was referred

House bill No. 198, entitled

"A bill relative to the re-organization of the military forces of the State of Michigan,"

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to amend sections 7, 25 and 34 of an act entitled an act for the reorganization of the military forces of the State of Michigan, approved January 18, 1862, being sections 874, 892, and 901 of Howell's Annotated Statutes,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject,

ALBERT N. WOODRUFF, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Woodruff,

The House concurred in the adoption of the substitute reported by committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, May 26, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 175 (File No. 243), entitled

A bill to provide for the assessment of property and the levy and collection of taxes thereon;

Which has passed the Senate, by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and

Mr. Campbell moved that the bill be made the special order for May 27, at 2 P. M., and for each afternoon until fully considered.

Mr. Boynton moved to amend the motion by making the bill the special order for each afternoon commencing with June 1;

Pending which,

Mr. Holman moved, as a substitute, that the rules be suspended and the bill be put on its immediate passage;

Pending which,

Mr. Blacker moved that the House adjourn;

Which motion did not prevail.

The motion to put the bill on its immediate passage did not then prevail.

Mr. Holman moved that the bill be referred to the committee on judiciary;

Pending which,

Mr. Walthew moved that the House adjourn.

Which motion did not prevail.

Mr. Dickson demanded the previous question.

The demand was seconded.

The question being shall the main question be now put,

The same was ordered.

The motion to refer the bill to the committee on judiciary did not prevail.

The motion to amend the motion relative to making the bill the special order so that the same should begin with June 1, did not then prevail.

The original motion then prevailed, and the bill was made the special order for May 27 at 2 P. M., and each succeeding afternoon until finally disposed of.

By unanimous consent, the committee on State affairs reported as follows:

The committee on State affairs, to whom was referred

Senate bill No. 93 (File No. 66), entitled

A bill to amend sections 2, 3 (as amended by act No. 22 of the session laws

of 1883), and 5 of act No. 127, of the session laws of 1879, entitled "An act to provide for inspection of illuminating oils manufactured from petroleum or coal oils, and to repeal act No. 181 of the session laws of 1875, approved May 1, 1875, and act No. 196 of the session laws of 1877, approved May 22, 1877," being sections 1538, 1539, and 1541 of Howell's Annotated Statutes of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

FREE ESTEE, *Chairman.*

Report accepted and committee discharged.

Mr. Dodge moved that the bill be referred to the committee of the whole, and placed on the general order.

Pending which,

Mr. Ford moved that the further consideration of the bill be indefinitely postponed.

Mr. Bates moved that the bill be laid on the table.

Which motion did not prevail.

The motion to refer taking precedence over the motion to postpone,

The motion to refer the bill to the committee of the whole then prevailed.

On motion of Mr. Egan,

The House adjourned.

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*Lansing, Wednesday, May 27, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Jameson.

Roll called: quorum present.

Absent without leave: Messrs. Bardwell, Dakin, Harper, Potter, and Waltz.

On motion of Mr. Makelim,

Leave of absence was granted to all absentees for the day.

#### PRESENTATION OF PETITIONS.

No. 970. By Mr. Ford; Petition of the Grand Rapids Furniture Manufacturers' Association, representing \$4,000,000 of capital, remonstrating against the passage of the Shoemaker bill;

On motion of Mr. Ford,

The petition was read at length, and spread at large on the Journal, as follows:

At a meeting of the executive committee of the Grand Rapids Furniture Manufacturers' Association, held on this 22d day of May, 1885, the bill now pending at Lansing, attempting to regulate freights, and known as the Shoemaker bill, was considered, whereupon the following was adopted:

*Resolved*, That the said bill, as framed, will not reach existing abuses in the transportation of freights, and that the main remedy lies with Congress; therefore we request that our Legislature recommend to Congress such measure that will accomplish the object desired.

*Resolved*, That any effort on the part of a single State to control this subject will result in no benefit to its citizens, while it will restrict, hamper, and injure the manufacturing, commercial, and industrial interests of the State in seeking to reach markets beyond its border.

*Resolved*, That the members of this association at large be given an opportunity to endorse these resolutions, and that they then be forwarded to the honorable, the Legislature.

CHAS. R. SLIGH,  
*President.*

H. D. C. VAN ASMUS,

*Secretary.*

Sligh Furniture Co.,  
Berkey & Gay Furniture Co.,  
Bissell Carpet Sweeper Co.,  
Grand Rapids Panel Co.,  
Wm. A. Berkey,  
Phoenix Furniture Co.,  
The Folding Chair & Table Co.,  
New England Furniture Co.,  
Nelson, Matter & Co.,  
Grand Rapids Mattress Co.,  
Plumb & Lewis Manufacturing Co.,  
McCord & Bradfield Furniture Co.,  
Grand Rapids Furniture Co.,  
Widdicomb Furniture Co.,  
Grand Rapids Chair Co.,  
Stow & Haight,  
Wolverine Chair and Furniture Co.,  
Priestly Express Wagon and Sleigh Co.,  
Grand Rapids Stave Co.,  
Luther & Sumner Manufacturing Co.,  
Kent Furniture Manf'g Co.,  
Grand Rapids Refrigerator Co.,

The Farmer Roller Mill Co.,  
Grand Rapids Brush Co.,  
Powers & Walker Casket Co., per Wm.

E. Cox, *Secretary*,  
Chase Bros. Piano Co.,  
Onet Cabinet Co., G. W. Gay, *Pres't*,  
Wordin Furniture Co.,  
Stockwell & Darragh Furniture Co.,  
Gleason Wood Ornament Co.,  
Wm. Harrison,  
The Michigan Barrel Co.,  
The Waddell Manuf'g Co.,  
Peninsular Furniture Co.,  
Z. E. Allen, Furniture Manuf'g,  
H. Rademaker & Co.,  
Miller & Collins,  
Grand Rapids Bending Works,  
Spiral Spring Buggy Co.,  
Butterworth & Lesse,  
Newaygo Manufacturing Co.,  
Grand Rapids Manufacturing Co.,  
Grand Rapids Veneer and Panel Co.

The above named manufacturers have a capital invested of \$4,955,000 and employ 5,047 men. They have a trade in every State and territory of the Union, Mexico, Central and South America, the Canadas, and England.

H. D. C. VAN ASMUS,  
*Secretary.*

Grand Rapids, Mich., May 25, 1885.

Referred to the committee on railroads.

No. 971. By Mr. Ford: Petition of the Grand Rapids Merchants and Manufacturers' Exchange, representing \$40,000,000 of invested capital, remonstrating against the passage of the Shoemaker bill;

On demand of Mr. Ford,

The petition was read at length, and spread at large on the Journal, as follows:

At a meeting of the executive committee of the Merchants and Manufacturers' Exchange, held at the offices of the Exchanges of Grand Rapids, Michigan, this day, May 20, 1885, Senate bill No. 332, entitled a bill to regulate

passenger and freight traffic, etc., was read and fully considered; whereupon the committee unanimously adopted the following resolutions:

*Resolved*, By the executive committee of the Merchants and Manufacturers Exchange of Grand Rapids, Michigan, that we object to and protest against the passage of Senate bill number 332 (known as the Shoemaker bill), to regulate freight traffic in the State of Michigan;

*Resolved further*, That the actuary of this Exchange be and he is hereby requested to obtain signatures of members of this Exchange to the above resolution, and forward the same to the Honorable, the Legislature of the State of Michigan;

Which was adopted.

WM. A. SMITH, *Secretary*.

L. J. RINDGE, *President*.

We the undersigned, members of the Merchants and Manufacturers' Exchange of Grand Rapids, do hereby endorse the resolution adopted by the executive committee of our organization, as above set forth.

Rindge, Bertsch & Co., wholesale boot and shoe manufacturers,  
 Cody, Ball & Co., wholesale grocers,  
 Spring & Company, wholesale dry goods,  
 H. Leonard & Sons, wholesale crockery,  
 Eaton, Lyon & Allen, wholesale stationers,  
 Nelson Bro's & Co., wholesale paper dealers,  
 G. R. P. & P. Co., H. N. Moore, President.  
 Ira O. Green,  
 Hawkins & Perry, wholesale grocers,  
 Shields, Bulkley & Lemon, wholesale grocers,  
 Fox, Musslemen & Leveredge, wholesale grocers,  
 Voigt, Kerfolshermer & Co., wholesale dry goods,  
 H. L. Smeider & Co., wholesale tobacconists,  
 E. G. Studley & Co., wholesale mill supplies and rubber goods,  
 Jennings & Smith, wholesale extracts, etc.,  
 Arthur Meigs & Co., wholesale grocers,  
 Putnam & Brooks, wholesale confectioners,  
 Hazleton, Perkins & Co., wholesale drugs,  
 Eaton & Christenson, bakers, confectioners, and tobacco,  
 John Caulfield, wholesale grocer,  
 S. A. Welling, wholesale gents' furnishing goods,  
 Caffon & Bertch Tea Co.,  
 Foster, Stevens & Co., wholesale hardware,  
 Curtiss, Dunton & Co., wholesale paper, oils and woodenware,  
 Wm. Sears & Co., cracker bakers,  
 Clark, Jewell & Co., wholesale grocers,  
 Houseman, May & Co., wholesale clothing,  
 Moseley Bros., wholesale fruits and produce,  
 F. J. Lamb & Co., wholesale commission,  
 E. S. Pierce, wholesale clothing.

I hereby certify that the above signatures represent the membership of the Merchants and Manufacturers' Exchange of Grand Rapids, Mich., whose jobbing trade aggregates about \$40,000,000 annually.

WM. A. SMITH,  
*Actuary and Attorney.*



Referred to the committee on railroads.

No. 972. By Mr. Brant: Remonstrance of Wm. Livingston, Jr., Magnus Butzel, H. A. Newland, and 94 business men of Detroit, against the passage of the telephone bill;

On demand of Mr. Brant,

The remonstrance was read at length, and spread at large on the Journal as follows:

*To the Honorable The House of Representatives:*

We, the undersigned, your petitioners, do protest against the passage of the Dodge telephone bill, believing it to be impracticable and unjust, and calculated to destroy the quality of the service to the injury of the user.

Roman A. Bissell,	Jos. M. Weiss,
Geo. H. Minchener,	Brownlee & Co.,
Thos. Ferguson,	Wm. R. Clark,
Thayer & Dunning,	D. V. Bell,
Riverside Storage Co.,	Detroit Omnibus Line. Limited
Jno. J. Bagley & Co.,	James J. Mallee,
Gray, Toynton & Fox,	Robert McMillan,
Croul Brothers,	M. J. Banks,
Globe Tobacco Co.,	J. Owen,
James L. Edson,	C. J. Whitney,
C. Buncher,	J. Stanley,
The Richmond & Backus Co.,	Willis E. Walker,
Metcalf Bros. & Co.,	William Aikman, Jr.,
August Rasch,	James S. Goodrich,
M. D. Williams,	Hanna & Ives,
Fred Marvin,	Jos. Nicholson,
N. G. Williams,	W. R. McLaren,
Baugh Steam Forge Co.,	J. H. Frink & Co.,
James Millen,	W. H. Prittee & Co.,
Claude W. Case,	J. S. Hudson,
Geo. O. Begg,	Sam T. Fisk & Co.,
Detroit Transportation Co.,	Ben. Gibbons,
T. S. Anderson,	Vail & Crane,
E. B. Coolidge,	H. M. Wright,
Jennings & Hayes,	Mabley & Co.,
Wells W. Leggett,	Day, Campbell & Co.,
Detroit Iron Furnace Co.,	O. S. Guley, Bordman & Co.,
W. K. Anderson,	J. T. Patton,
State Savings Bank,	B. N. Scranton,
David Hamilton,	W. R. Cushman & Co.,
S. S. DeLano,	W. Detdravien,
John Robertson,	Lawrence Depew,
Detroit Car Wheel Co.,	J. K. Burnhamer,
W. M. Johnson,	Eber Ward,
H. P. Baldwin,	A. A. Parker & Bro.,
C. M. Daviter,	Parker & Millen,
S. D. Atwood,	Magnus Britzel,
S. S. Trowbridge,	Samuel Heavenrich,
James Joy,	Rudell & Mathewson,
W. Livingstone, Jr.,	F. K. Walker,

Riverside Truck Co.,  
 W. L. Benham,  
 I. Keany,  
 Emory Wendell,  
 Wm. R. Farrand,  
 Wm. Rootshong & Co.,  
 Henry A. Newland & Co.,  
 Maitland, Carlisle & Daniel,  
 E. I. Stimson,  
 C. Z. Freed,  
 Jno. A. Weil,

H. S. Robinson & Burtenshaw,  
 J. H. Thompson & Co.,  
 The D. D. Mallory Co.,  
 Bentley Oil Co.,  
 B. F. Farrington & Co.,  
 J. F. Henderson,  
 Moreton Truck Co.,  
 Black Hardware Co.,  
 Detroit Novelty Works, by H. F.  
 Eberts, *Secretary*.

Referred to the committee on judiciary.

No. 973. By Mr. O. N. Case: Protest of the Eureka Iron and Steel works, M. J. Dee, D. Bethune Duffield, and 83 others of Wayne county against the passage of the telephone bill.

On demand of O. N. Case,

The protest was read at length, and spread at large on the Journal, as follows:

We, the undersigned, your petitioners, do protest against the passage of the Dodge telephone bill, believing to be impracticable and calculated to destroy the quality of the service, to the injury of the user.

The Eureka Iron and Steel Works,  
 Russel Campbell,  
 George H. Lothrop,  
 W. A. Carpenter,  
 Alfred Russell,  
 Smith & Campbell,  
 Charles Nimrod & Co.,  
 Michigan Cen. Co.,  
 H. A. Frank,  
 F. B. Dickerson & Co.,  
 The Detroit News Co.,  
 A. G. Lindsay,  
 W. K. Muir,  
 Detroit Elevator Co.,

H. McConnell,  
 G. Simons & Co.,  
 M. A. Eaton & Son,  
 J. P. Donaldson & Co.,  
 H. D. Edwards & Co.,  
 John Pridgeon,  
 S. Peacock,  
 Radcliff & Campbell,  
 I. W. Keith,  
 American Eagle Tobacco Co., Chas.  
 B. Hull, *Pres.*,  
 W. J. Milward,  
 W. H. Knight,  
 E. J. Pierce,  
 W. J. Murphy,  
 O. A. Warren,  
 Edward Kanter,  
 A. H. Muir,  
 Chas. M. Swift,  
 Van Est & Graves,  
 F. Page,  
 A. K. Hunton,  
 O. W. Hubbard,  
 John T. Foxen,  
 Chas. Schwartz,  
 L. W. Day,  
 Kirchburg & Keenan,  
 W. W. Hannan,  
 Frank A. Case,  
 Lewis Mann,  
 Thomas McGraw,

[I think the principle of the bill wrong, and therefore protest. I am nowise interested, except as a lessee of two telephones at current rates.]—D. Bethune Duffield, D. M. Ferry, Otto Kirchner, John McVicar,

[The Legislature has no more business to fix the price of telephones than of bread.]—M. J. Dee,

W. H. Brearley,  
 Detroit Steel and Spring Works,  
 Michigan Cooperage Co.,  
 Detroit File Works,  
 Phelps, Brace & Co.,

Jno. P. Fisk,  
 Gebhard & Pease,  
 Fred Bamford,  
 W. H. Graznos,  
 J. S. Barstow, Business Manager  
 Detroit Post,  
 J. W. Weeks,  
 Hibbard Baker,  
 Lindsay & Gamble,  
 Martin & J. W. Azel,  
 George McMillan,  
 C. Bewick,  
 Leigh Liggett,  
 Fulton Iron and Engine Works,  
 B. F. Haxton,  
 L. P. Smith & Co.,

Lane Bros.,  
 H. O. Walker, M. D.,  
 Geo. W. Latimer,  
 D. P. Work,  
 F. B. Howard,  
 John D. Monat & Co.,  
 J. H. McLaughlin,  
 Hart English, tailor,  
 Chas. A. Strelingard & Co.,  
 James Rhines,  
 G. W. F. Chamberlain,  
 Wm. M. Klein,  
 Frank E. Snow,  
 Jno. W. Twigman,  
 R. R. Croul.

Referred to committee on judiciary.

No. 974. By Mr. Dickson: Petition of 52 tax-paying citizens of Glenwood and vicinity asking that no more money be expended on the carp pond or hatchery at that place.

On demand of Mr. Dickson

The petition was read at length, and spread at large on the Journal, as follows:

*To the honorable Legislature of the State of Michigan:*

We, the undersigned citizens and taxpayers of the county of Cass would respectfully represent that the little pond at Glenwood, in said county, called a carp plant, or hatchery, is an expensive and costly failure so far as it is any benefit to the people of the State, or any one, except the man in charge at a salary of \$1,000 per annum, and we would earnestly solicit your honorable body to take immediate measures to stop all further squandering of the people's money on this so-called carp hatchery, and your petitioners will ever pray, etc.  
 52 names.

Dated at Glenwood, May 20th, 1885.

Referred to the committee on fisheries.

No. 975. By Mr. Swift: Petition of A. Hanlon, J. M. McKeivitt, M. F. Jordan, and 76 others of Barry county relative to discrimination in freight rates.  
 On demand of Mr. Swift,

The petition was read at length and spread at large on the Journal, as follows:

*To the House of Representatives of the State of Michigan:*

We the undersigned, citizens of the State of Michigan, earnestly request and urge the passage of the "Shoemaker freight bill" so called, and present as especial reasons for the necessity thereof, in addition to the considerations recited in said bill, the following:

1. Under the system of discrimination now employed by railroad companies, the smaller towns not enjoying competing privileges are not only compelled to pay as high freights as towns having competing lines and situated on the same line of railroad and further from the place of shipment; but are frequently required to pay as heavy rates for twenty or thirty miles of carriage over non-competing lines as over several hundred miles of road between competing lines.
2. Freights to the extent of thousands of dollars are each year paid unjust-

ly. by the trade in small towns without competing privileges, and thus the business of such smaller towns is paralyzed.

3. Such excessive freight discriminations against the towns not having competing lines are not originated for the benefit of the railroad companies exclusively, but are, under the present system of cutting rates, necessarily indulged in to a large extent in order to enable the railroad companies to earn back from the towns without competing privileges the freights made too low at competing points by means of competition.

4. The dealers in Grand Rapids and other large centers are naturally selfishly interested in maintaining the present discriminating system. Being blessed with abundant competition, they, by means of the reduced rates given them, are enabled to control and crush out the trade of the local points not favored with competing privileges.

5. The present system of discrimination in freight rates thus inevitably tends to the building up of the industries of towns having competing lines at the expense and to the ruin of towns not so favored.

6. The advantages for trade and privileges naturally enjoyed by the larger towns and those having competing lines, without unjust discrimination in freight rates are large enough to amply protect legitimate business enterprise. But the present system of discrimination simply builds up monopolies, and crushes legitimate trade and industry everywhere except in the favored centers.

Referred to the committee on railroads.

No. 976. By Mr. Swift: Petition of H. A. Goodyear & Son, R. Mudge, A. J. Baune, and 51 others, of Barry county, relative to discrimination in freight rates;

Referred to the committee on railroads.

No. 977. By Mr. Dodge: Remarks of "The Michigan Tradesman" on the telephone bill.

On demand of Mr. Dodge,

The remarks were read at length, and spread at large on the Journal, as follows:

Any merchant or business man who is interested in the passage of the Dodge telephone bill would do well to communicate with the senator and representative of his district, setting forth his views on the question. A strong pressure is being brought to bear against the bill, and unless active measures are taken in its behalf, a campaign of bribery and misrepresentation will accomplish its defeat.

The agitation of the Bell telephone monopoly is likely to secure the passage of the Dodge bill, now before the Legislature. A committee from the Massachusetts Legislature has just made a report which reveals the actual condition of affairs. The capital of the Bell Company comprises \$6,000,000 in cash and patents valued at \$4,000,000 more, making the total capital \$10,000,000. On this investment, dividends to the enormous aggregate of \$400,000,000 have been paid since 1881. The actual cost of the telephone to the company is \$3.42, but it is manufactured by a company in which Bell has a controlling interest, thus making a ring within a ring. The annual rental charged to the sub-companies for the use of the telephones is \$14 each, or about 250 per cent annually on the cost of the instruments, which the sub-companies are also obliged to keep in repair. Besides, the Bell company exacts a considerable percentage of the stock of the sub-companies, which is to a certain extent preferred. The Michigan Bell Telephone Co. would be willing to reduce rentals if a similar reduction

could be obtained from the parent company; but the Michigan company will still be making exceptionally good profits if the price per telephone be reduced to \$30, even though compelled to pay the Bell company \$14 per telephone. If the Legislature can establish a rate for passenger or freight traffic, or compel a newspaper to accept a fixed rate for legal advertising, it certainly can regulate the excessive charges made by one of the greatest monopolies ever created on the American continent.

Referred to the committee on judiciary.

#### REPORTS OF STANDING COMMITTEES.

By the committee on public lands:

The committee on public lands, to whom was referred

Senate bill No. 296 (File No. 103), entitled .

A bill making an appropriation of State swamp lands to aid the county of Jackson in straightening and opening a channel or outlet for Portage Lake, and to authorize a tax to complete the same, and to repeal act No. 132 of the session laws of 1881, entitled "An act to authorize and empower the board of control of State swamp lands to make an appropriation of swamp lands to drain certain overflowed lands in Jackson county," approved May 10, 1881;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAMES L. McKIE, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 206 (File No. 270), entitled

A bill to amend section 1 of an act entitled "An act to authorize the judges of probate of certain counties to appoint a register, and prescribing his duties and compensation," approved March 30, 1869, as amended, being compiler's section 535 of Howell's Annotated Statutes of Michigan;

Also,

House bill No. 406 (File No. 328), entitled

A bill to amend section 52 of act No. 249 of the session laws of 1871, entitled "An act to incorporate the city of Alpena," approved March 29, 1871, as amended by act No. 311, local acts of 1877, approved April 23, 1877;

Also,

House bill No. 181 (File No. 103), entitled

A bill to amend section 5, of chapter 178, of the compiled laws of 171, entitled "An act to amend chapter 93, of the revised statutes of 1846, entitled 'Of courts held by justices of the peace,'" the same being section 6818, of Howell's Annotated Statutes;

Also,

Concurrent resolution, relative to the appointment of the Hon. Cyrenius P. Black United States attorney for the Eastern District of Michigan.

R. J. DICKSON, *Chairman.*

Report accepted.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred House bill No. 675, entitled

A bill to create and establish a board of estimates in and for the city of Detroit, and to abolish the board of councilmen of said city, and to confer additional powers and duties upon the board of alderman of said city,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to amend an act entitled "An act to provide a charter for the city of Detroit and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883, so as to abolish the board of councilmen, to create and establish a board of estimates, and to provide that the city assessors shall be elected,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Markey,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 608, entitled

A bill making an appropriation of State swamp lands to aid the county of Ingham to drain and retain certain swamp and overflowed lands by opening and deepening the outlet of Hew's and Ewer's lakes, and to authorize a tax to complete the same and to repeal act No. 85 of the session laws of 1881, entitled "An act to authorize the board of control of State swamp land to make an appropriation of swamp land to drain and retain certain swamp and overflowed lands in Ingham and Bunkerhill townships, Ingham county, by opening and deepening the natural outlet of Hew's and Ewer's lakes," approved April 12, 1881.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

D. P. MARKEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Rumsey,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE, }  
Lansing, May 26, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[House bill No. 84, File No. 42, being]

An act to amend section 7397 of Howell's Annotated Statutes, being section 5828 of the compiled laws of 1871, relative to survival of actions;

Also,

[House joint resolution No. 25, being]

Joint resolution to authorize the Governor of this State to sign and cause to be issued to whom it may concern a release of all the right, title, and interest of the State of Michigan in and to the w  $\frac{1}{2}$  of the s e  $\frac{1}{4}$  and the n e  $\frac{1}{4}$  of the s w  $\frac{1}{4}$  of section 15, in township 14 north, of range 4 west, Michigan, and cause the same to be recorded in the office of the register of deeds for the county of Isabella, Michigan.

R. A. ALGER, *Governor*.

The message was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, May 26, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 390 (File No. 281), entitled

A bill to establish the police court of the city of Detroit;

And to inform the House that the Senate has amended the same as follows:

1. By inserting after the word "Detroit," in line 3, section 4, the words, "said police justices shall be attorneys at law, authorized to practice in the supreme court of this State;"

2. By inserting after the word "city," in line 4, section 9, the words "in its discretion;"

3. By adding to the end of section 10 the following: "And any person arrested for a breach of any of the ordinances aforesaid shall be discharged from custody, upon entering into a recognizance in a sum not exceeding the penalty provided for the violation of the same, and with sureties satisfactory to the officer taking said recognizance, conditioned for the appearance of such person to answer to any complaint that may be preferred against him or her. Either of said police justices, the clerk of the police court, and the clerk of the recorder's court of the city of Detroit shall have power to take said recognizances, and it shall be the duty of the officer having such person in custody to produce him before any of said officers for the purpose of giving such bail when required so to do. All recognizances taken as hereby provided shall be filed as soon as practicable in the office of the clerk of the court before whom such person is brought for trial, and said court shall have full jurisdiction and authority to control and enforce the same."

4. By inserting before the word "required" in line 36, section 11, the words "accompanied by one of its parents or guardian, or is;"

5. By striking out of line 45, section 11, the word "summarily;"

6. By inserting in line 2, section 14, after the word "State," the words "and the justices thereof," also in line 3, after the word "whatever," the words "except as provided in section ten;"

7. By inserting after the word "Detroit" in line 9, section 21, the words "and by him credited to the police court fund;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Mr. Collins moved to suspend the rule requiring amendments made to bills by the Senate to be laid over one day;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on concurring in the amendments made by the Senate to the bill,

On motion of Mr. Collins,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

#### YEAS.

Mr. Adams,	Mr. Dunbar,	Mr. Manwaring,	Mr. Staples,
Bates,	Egan,	Markey,	Stark,
Beekman,	Engleman,	McClelend,	Sutton,
Bentley,	Estee,	McCormick,	Swift,
Brandon,	Ford,	McGregor,	Town,
Brown,	Gardner,	McKie,	Ulrich,
Campbell,	Gibbs,	North,	Walthew,
Cannon,	Hammond,	O'Keefe,	Watson,
Carlton,	Hankerd,	Oviatt,	Webber,
Case, A. T.,	Hayes,	Parkhurst,	Weiss,
Case, J. A.,	Howell,	Post,	Wellman,
Case, O. N.,	Johnson,	Powers,	Wiggins,
Chapman,	Jones,	Richardson,	Williams,
Coleman,	Kelley,	Rumsey,	Wilson,
Collins,	Kirkpatrick,	Sellers,	Wood,
Cross,	Lincoln,	Shorts,	Woodruff,
Diekema,	Long,	Snyder,	Speaker,
Divine,	Makelim,		

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#### NAYS.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, May 26, 1885. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following bills:

1. House bill No. 450 (File No. 249), entitled

A bill to protect defendants in actions when they have given notice of set-off;

2. House bill No. 156, entitled

A bill to authorize the village of Brighton, in the county of Livingston, to raise money to make public improvements in said village;

3. House bill No. 554 (File No. 195) entitled

A bill making it a felony to manufacture, buy, sell, furnish, or cause to be furnished, or have in possession any nitro-glycerine, dynamite, giant powder, or any other dangerous explosive material for unlawful purposes, and to provide a punishment for the same;



## 4. House bill No. 386 (File No. 171), entitled

A bill to amend sections 80 and 81, of chapter 247 of Howell's Annotated Statutes, being compiler's sections 6670 and 6671, relative to proceedings against absent, concealed, and non-resident defendants in courts of chancery;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The four named bills were referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, May 26, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 254, entitled

A bill to amend sections 20, 22, 23, 24, 25, 26, 27, 28, 29, and 40 of act 211, of session laws of 1861, entitled "An act to incorporate the village of Lowell," approved March 15, 1861, and the acts amendatory thereto;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and

On motion of Mr. Sellers,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Cross,	Mr. Johnson,	Mr. Richardson,
Baker,	Crozer,	Jones,	Rumsey,
Barry,	Dickson,	Kelly,	Sellers,
Bates,	Diekema,	Lincoln,	Shorts,
Beecher,	Divine,	Long,	Snyder,
Beekman,	Dodge,	Makelim,	Staples,
Bentley,	Dunbar,	Malcolm,	Stark,
Blacker,	Egan,	Manwaring,	Sutton,
Boynton,	Eldred,	Markey,	Town,
Brant,	Engleman,	McClelend,	Ulrich,
Brown,	Estee,	McCormick,	Walthew,
Campbell,	Ford,	McKie,	Webber,
Cannon,	Gardner,	North,	Weiss,
Carlton,	Gibbs,	Northwood,	Wellman,
Case, A. T.,	Hammond,	O'Keefe,	Wiggins,
Case, J. A.,	Hankerd,	Oviatt,	Williams,
Case, O. N.,	Hayes,	Parkhurst,	Wood,
Coleman,	Holman,	Post,	Woodruff,
Coomer,	Howell,	Powers,	Speaker,

## NAYS.

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Title agreed to.

On motion of Mr. Sellers,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, May 26, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 657 (File No. 367), entitled

A bill to amend sections 27, 39 and 93, and to repeal section 90 of an act entitled "An act to incorporate the city of Ionia," approved March 21, 1873, as amended;

In the passage of which the Senate has concurred by a vote of two-thirds of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

On motion of Mr. Williams,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, May 26, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 141 (File No. 217), entitled

A bill to provide for bringing suits against coöperative and mutual benefit insurance societies and associations organized under the laws of other States or territories and doing business in this State;

Which has been adopted by the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was read a first and second time by its title and referred to the committee on insurance.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, May 26, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 169 (File No. 292), entitled

A bill to amend section 1 of an act entitled "An act to authorize proceedings by garnishment in the circuit courts and the district court of the Upper Peninsula," approved March 16, 1861, as the same has been amended by the several acts amendatory thereof, the same being section 8058 of Howell's Annotated Statutes of the State of Michigan;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, May 26, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 117 (File No. 57), entitled

A bill relating to the proof of instruments in writing;

And to inform the House that the Senate has amended section 1 of the bill so as to read as follows:

SECTION 1. *The People of the State of Michigan enact, \* \* \* \* That* whenever, upon the trial of any action, civil or criminal, or upon the hearing of any judicial proceeding, a written instrument is offered in evidence, to which there is a subscribing witness, it shall not be necessary to call such subscribing witness, but such instrument may be proved in the same manner as it might be proved if there were no subscribing witness thereto [except in cases of written instruments to the validity of which one or more subscribing witnesses are required by law];

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Mr. Wright moved to suspend the rule requiring amendments made to bills by the Senate to be laid over one day;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Wright,

The House concurred, a majority of all the members elect voting therefor by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Dickson,	Mr. Kelly,	Mr. Staples,
Barry,	Diekema,	Kirkpatrick,	Stark,
Bates,	Divine,	Lincoln,	Sutton,
Beecher,	Dodge,	Malcolm,	Swift,
Bentley,	Dunbar,	Manwaring,	Town,
Boynnton,	Eldred,	McClelland,	Ulrich,
Brown,	Engleman,	McCormick,	Walthew,
Cannon,	Estee,	McGregor,	Watson,
Carlton,	Ford,	Northwood,	Webber,
Case, A. T.,	Gardner,	O'Keefe,	Wellman,
Case, J. A.,	Gibbs,	Oviatt,	Wiggins,

Mr. Case, O. N.,	Mr. Hammond,	Mr. Parkhurst,	Mr. Williams,
Chapman,	Hankerd,	Post,	Wilson,
Coleman,	Hayes,	Richardson,	Wood,
Collins,	Howell,	Rumsey,	Woodruff,
Coomer,	Johnson,	Shorts,	Wright,
Cross,	Jones,	Snyder,	Speaker,
Crozer,			

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NAYS.

0

On motion of Mr. Wright,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, May 26, 1885. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following bill:

House bill No. 58 (File No. 217), entitled

A bill to revise and amend sections 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 17, 19, and 20 of an act entitled "An act to establish and organize a municipal court in the city of Grand Rapids to be known and called 'the police court of Grand Rapids,' and to repeal an act entitled an act to establish and organize a police court in the city of Grand Rapids, approved April 30, 1873, and all amendments thereto, and all acts and parts of acts in any wise contravening the provisions of this act," being act No. 76 of the session laws of 1879, approved May 13, 1879;

And to inform the House that the Senate has amended the bill as follows:

1. By inserting after the word "eleven," in line 2, section 1, the word "twelve;"

2. By inserting after the word "court," in line 2, section 4, the words "when requested by the judge so to do;"

3. By inserting at the end of line 5, section 5, the words "witnesses, parties and;"

4. By striking out of line 6, section 5, the word "their" and inserting in lieu thereof the word "the;" also by striking out the words "to serve as such" and inserting in lieu thereof the word "of;"

5. By inserting after the words "Grand Rapids" in line 13, section 8, the words "which said salaries shall be allowed, and paid monthly out of the treasury of said city in the same manner that other charges against said city are allowed and paid;"

6. By striking out of line 2, section 20, the word "justice" and inserting in lieu thereof the word "police;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Mr. Ford moved to suspend the rule requiring amendments made to bills by the Senate to be laid over one day;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on concurring in the amendments made by the Senate to the bill,

On motion of Mr. Ford,

The House concurred, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Crozer,	Mr. Jones,	Mr. Post,
Baker,	Dickson,	Kelly,	Rumsey,
Bates,	Diekema,	Kirkpatrick,	Snyder,
Beecher,	Divine,	Lincoln,	Staples,
Beekman,	Dodge,	Long,	Stark,
Bentley,	Dunbar,	Makelim,	Swift,
Boynton,	Egan,	Malcolm,	Town,
Brant,	Eldred,	Manwaring,	Ulrich,
Brown,	Engleman,	Markey,	Walthew,
Campbell,	Estee,	McClelend,	Watson,
Cannon,	Ford,	McCormick,	Weiss,
Carlton,	Gardner,	McKie,	Wellman,
Case, A. T.,	Gibbs,	North,	Wiggins,
Case, O. N.,	Hammond,	Northwood,	Wood,
Chapman,	Hankerd,	O'Keefe,	Woodruff,
Collins,	Hayes,	Oviatt,	Wright,
Coomer,	Howell,	Parkhurst,	Speaker,
Cross,	Johnson,		

70

0

## NAYS.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, May 26, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 350 (File No. 188), entitled

A bill to amend section 1 of act No. 18 of the session laws of 1877, being compiler's section 6747 of Howell's Annotated Statutes, relative to sales of lands in pursuance of decrees in chancery,

And to inform the House that the Senate has amended the bill by inserting before the word "township" in line 4, recited section 1, the words "city, village, or;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Mr. Markey moved to suspend the rule requiring amendments made to bills by the Senate to be laid over one day;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Markey,

The House concurred, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Dickson,	Mr. Kelly,	Mr. Staples,
Barry,	Diekema,	Kirkpatrick,	Stark,
Bates,	Divine,	Lincoln,	Sutton,
Beecher,	Dodge,	Makelim,	Swift,
Beekman,	Dunbar,	Malcolm,	Town,
Bentley,	Egan,	Manwaring,	Ulrich,
Boynton,	Eldred,	Markey,	Walthew,
Brant,	Engleman,	McClelend,	Watson,
Brown,	Estee,	McCormick,	Webber,
Cannon,	Gardner,	McGregor,	Weiss,
Carlton,	Gibbs,	McKie,	Wellman,
Case, O. N.,	Hammond,	Northwood,	Wiggins,
Chapman,	Hankerd,	O'Keefe,	Williams,
Coleman,	Hayes,	Oviatt,	Wood,
Collins,	Holman,	Parkhurst,	Woodruff,
Coomer,	Howell,	Post,	Wright,
Cross,	Johnson,	Rumsey,	Speaker,
Crozer,	Jones,	Shorts,	

71

## NAYS.

0

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, May 26, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to request the House to return to the Senate the following bill:

House bill No. 194 (File No. 268), entitled

A bill to establish a board of building inspectors in and for the city of Detroit, and to define its powers and duties.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

Mr. Adams moved that the committee on engrossment and enrollment be discharged from the further consideration of the bill, and that it be returned to the Senate in accordance with the request;

Which motion prevailed.

## THIRD READING OF BILLS.

House bill No. 456 (File No. 372), entitled

A bill to authorize the transcript of a judgment from the docket of one justice of the peace to that of another within this State;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Egan,	Mr. Malcolm,	Mr. Snyder,
Barry,	Eldred,	Manwaring,	Staples,
Bates,	Engleman,	McOlelend,	Stark,
Beecher,	Ford,	McCormick,	Swift,
Black,	Gardner,	McGregor,	Town,
Brant,	Gibbs,	McKie,	Ulrich,
Cannon,	Hammond,	North,	Walthew,
Carlton,	Hampton,	Northwood,	Watson,
Case, O. N.,	Hankerd,	O'Keefe,	Webber,
Chapman,	Hayes,	Oviatt,	Wellman,
Coleman,	Holman,	Parkhurst,	Wiggins,
Collins,	Howell,	Post,	Williams,
Conrad,	Johnson,	Powers,	Wilson,
Coomer,	Jones,	Richardson,	Wood,
Dickson,	Kelly,	Rumsey,	Woodruff,
Divine,	Kirkpatrick,	Sellers,	Wright,
Dunbar,	Lincoln,	Shorts,	Speaker,

68

## NAYS.

0

Title agreed to.

Mr. Dodge, by unanimous consent, moved to take from the table

House bill No. 124 (File No. 394), entitled

A bill relating to telephone companies and to regulate the use and rental of telephones in this State;

Which motion prevailed.

The question being on the passage of the bill,

Mr. Dodge moved to amend the bill by adding thereto a new section to stand as section 4, and to read as follows:

SEC. 4. No telegraph company doing business in this State shall be authorized to charge a higher rate for the transmission of telegraph messages between points within the State than one cent and a half for each and every word in such message, inclusive of date, address, and signature: *Provided*, That such telegraph companies shall be entitled to charge and collect fifteen cents upon any message of less than ten words transmitted over its lines between points within the State;

Which was not agreed to.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Baker,	Mr. Dodge,	Mr. McGregor,	Mr. Town,
Barry,	Dunbar,	McKie,	Voorhees,
Bentley,	Eldred,	Oviatt,	Walthew,
Black,	Gardner,	Parkhurst,	Watson,
Boynton,	Hammond,	Post,	Webber,
Carlton,	Hankerd,	Powers,	Weiss,
Chapman,	Howell,	Sellers,	Wiggins,
Coleman,	Jones,	Shorts,	Williams,
Crozer,	Kelley,	Staples,	Wood,
Dickson,	Kirkpatrick,	Stark,	Woodruff,
Divine,	Malcolm,	Swift,	

43

## NAYS.

Mr. Adams,	Mr. Case, O. N.,	Mr. Hayes,	Mr. McCormick,
Bates,	Collins,	Holman,	North,
Beecher,	Cross,	Johnson,	Northwood,
Beekman,	Diekema,	Long,	Runsey,
Brant,	Egan,	Makelim,	Snyder,
Brown,	Estee,	Manwaring,	Sutton,
Cannon,	Ford,	Mason,	Ulrich,
Case, A. T.,	Gibbs,	McClelland,	Wellman,
Case, J. A.,			

33

Senate bill No. 37 (File No. 15), entitled

A bill to prevent the spread of contagious diseases among cattle,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Carlton,

The bill was laid on the table.

House bill No. 419 (File No. 286), entitled

A bill to provide that certain Michigan men who served in batteries "B" and "G" 1st regiment New York light artillery, shall be enrolled in this State, with the same rights and benefits of volunteers who served in Michigan regiments,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Cross,	Mr. Kirkpatrick,	Mr. Shorts,
Baker,	Dickson,	Lincoln,	Snyder,
Barry,	Divine,	Long,	Staples,
Bates,	Dunbar,	Malcolm,	Stark,
Beekman,	Egan,	McClelland,	Town,
Bentley,	Eldred,	McCormick,	Ulrich,
Blacker,	Estee,	McGregor,	Voorhees,
Brown,	Ford,	McKie,	Watson,
Campbell,	Gardner,	North,	Webber,
Cannon,	Hammond,	O'Keefe,	Wellman,
Carlton,	Hankerd,	Oviatt,	Williams,
Case, A. T.,	Hayes,	Parkhurst,	Wilson,
Chapman,	Holman,	Richardson,	Wood,
Collins,	Jones,	Rumsey,	Wright,
Conrad,	Kelly,	Sellers,	Speaker,

60

## NAYS.

0

Title agreed to.

Mr. Swift moved to take from the table

House bill No. 346 (File No. 241), entitled

A bill to provide a uniformity of text books for the use of the primary and graded schools of this State;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

On motion of Mr. Campbell,

The further consideration of the bill was indefinitely postponed.

The Speaker called the Speaker *pro tem.* to the chair.



Senate bill No. 10 (File No. 10), entitled

A bill to provide for the representation of different political parties on boards of election,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Estee,

The bill was laid on the table.

House bill No. 569 (File No. 228) entitled

A bill to amend section 6559 of chapter 205, of the compiled laws of 1871, being compiler's section, of Howell's compilation of laws of Michigan, No. 8147, relative to process of service on railroad companies;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Dickson,	Mr. Jones,	Mr. Shorts,
Baker,	Diekema,	Kelly,	Snyder,
Bates,	Divine,	Kirkpatrick,	Staples,
Beekman,	Dodge,	Lincoln,	Swift,
Black,	Dunbar,	Long,	Town,
Brown,	Egan,	Malcolm,	Ulrich,
Campbell,	Eldred,	Manwaring,	Voorhees,
Cannon,	Engleman,	McClelland,	Watson,
Carlton,	Estee,	McCormick,	Webber,
Case, A. T.,	Gardner,	McGregor,	Weiss,
Case, J. A.,	Gibbs,	McKie,	Wellman,
Case, O. N.,	Gleason,	North,	Williams,
Chapman,	Hammond,	Oviatt,	Wood,
Collins,	Hanker,	Parkhurst,	Woodruff,
Conrad,	Hayes,	Powers,	Wright,
Cross,	Johnson,	Richardson,	Speaker
Crozer,			<i>pro tem.</i> , 65

#### NAYS.

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Title agreed to.

House bill No. 253 (File No. 106), entitled

A bill to amend section 21 of chapter 6 of the compiled laws of 1871, being compiler's section 52, and being section No. 157 of chapter 9 of Howell's Annotated Statutes of 1882, relative to the time for the opening and closing of polls at general elections,

Was read a third time, and pending the taking of the vote on the passage thereof.

Mr. Estee moved to amend the bill by striking out in line three, recited section 21, the words "thirty minutes past four," and inserting the word "five" in lieu thereof;

Which was not agreed to.

Mr. Estee moved to strike out the enacting words of the bill.

Which motion did not prevail.

Mr. Richardson moved to amend the bill by striking out in lines three and four, recited section 21, the words "but no longer;"

Which motion did not prevail.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Gleason,	Mr. Manwaring,	Mr. Swift,
Barry,	Hammond,	Markey,	Ulrich,
Campbell,	Hampton,	McKie,	Voorhees,
Carlton,	Hankerd,	Oviatt,	Watson,
Chapman,	Johnson,	Powers,	Wellman,
Dunbar,	Lincoln,	Rumsey,	Williams,
Gardner,	Makelim,	Stark,	Wood,
Gibbs,	Malcolm,	Sutton,	Wright, 32

## NAYS.

Mr. Bates,	Mr. Dickson,	Mr. Kirkpatrick,	O'Keefe,
Beecher,	Diekema,	Mason,	Parkhurst,
Beekman,	Divine,	McClelland,	Richardson,
Brown,	Egan,	McCormick,	Snyder,
Cannon,	Estee,	McGregor,	Staples,
Case, A. T.,	Hayes,	McNabb,	Weiss,
Case, J. A.,	Howell,	North,	Woodruff,
Collins,	Jones,	Northwood,	Speaker
Conrad,	Kelly,		<i>pro tem.</i> , 34

House bill No. 568 (File No. 185), entitled

A bill for the better protection of human health and life from diseased animals,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Richardson,

The enacting words of the bill were stricken out.

## MOTIONS AND RESOLUTIONS.

Mr. Wellman moved that a respectful message be sent to the Senate, requesting the return to the House of

House bill No. 183 (File No. 73), entitled

A bill to amend and revise the charter of the city of Port Huron;

Which motion prevailed.

## GENERAL ORDER.

On motion of Mr. Woodruff,

The House went into committee of the whole on the general order,

Whereupon the Speaker called Mr. Egan to the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following: House bill No 272 (File No. 414), entitled

A bill to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto;

But not having gone through therewith, have directed their chairman to report that fact to the House, and ask leave to sit again.

F. B. EGAN, *Chairman*.

Report accepted.

On motion of Mr. Diekema,

Leave was granted the committee to sit again for the consideration of the bill.

On motion of Mr. Egan,

The House took a recess until 2 o'clock, P. M.

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AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

It being the hour for the

SPECIAL ORDER,

Being the consideration of

Senate bill No. 175 (File No. 243), entitled

A bill to provide for the assessment of property and the levy and collection of taxes thereon;

Mr. Diekema moved to discharge the special order from the further consideration of the bill, and place the same at the head of the general order;

Which motion prevailed.

GENERAL ORDER.

On motion of Mr. Diekema,

The House went into committee of the whole on the general order,

Whereupon the Speaker called Mr. Egan to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

House bill No. 272 (File No. 414), entitled

A bill to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

F. B. EGAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Richardson,

The House concurred in the amendments made by the committee to the bill, and it was placed on the order of third reading.

Mr. Estee moved to reconsider the vote by which the House refused to pass House bill No. 553 (File No. 247), entitled

A bill to provide for the compilation of uniform text books for the common schools of the State, and for the publication and distribution of the same.

Mr. Campbell moved to lay the motion to reconsider on the table;

Which motion did not prevail.

The motion to reconsider then prevailed.

The question being on the passage of the bill,

Mr. Campbell moved that the further consideration of the bill be indefinitely postponed;

Which motion did not prevail.

On motion of Mr. Gibbs,

The bill was then laid on the table.

GENERAL ORDER.

On motion of Mr. Oviatt,

The House went into committee of the whole, on the general order.

Whereupon the Speaker called Mr. Ford to the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 175 (File No. 243), entitled

A bill to provide for the assessment of property and the levy and collection of taxes thereon,

But not having gone through therewith, have directed their chairman to report that fact to the House and ask leave to sit again.

M. H. FORD, *Chairman*.

Report accepted.

On motion of Mr. Howell,

Leave was granted the committee to sit again for the consideration of the bill.

On motion of Mr. Howell,

The House took up

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
*Lansing, May 27, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 88 (File No. 133), entitled

A bill to amend sections 11, 15, and 29 of an act entitled "An act to authorize a board of public works in and for the city of Grand Rapids," approved March 22, 1873, as amended by act of April 29, 1875, and as further amended by act of May 12, 1877;

And to inform the House that the Senate has amended the same as follows:

1. By inserting the word "two" before the word "eleven," in line 1, section 1.

2. By restoring to the bill the amended section 2, reading as follows:

"SEC. 2. The said board shall annually elect one of its number president thereof, to act as such until his successor is elected, and shall from its number fill any vacancy in said office. The members of said board shall discharge such duties and functions as appertain to the consideration and decision of all questions before the board. They shall each receive at the rate of three dollars per day for actual time necessarily spent in the discharge of the duties of their office, whether attending as members upon the sessions of said board or otherwise, but no account for services by members other than for attendance upon sessions of the board shall be paid unless the same shall first be approved by said board. The members shall make and verify their accounts for services,

charging at the rate aforesaid, and thereupon it shall be the duty of the common council to allow and order payment for such services from the general fund of said city."

3. By striking out of line 3, section 11, the words "fifteen hundred," and inserting in lieu thereof the words "two thousand;"

And to inform the House that the Senate has amended the title to the bill by inserting the word "two" before the word "eleven;"

In the passage of which as thus and with the title so amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate*

Laid over one day under the rules.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, May 27, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 561 (File No. 347), entitled

A bill to authorize the township boards of the townships of Albion and Sheridan; also the city council of the city of Albion, to transfer certain cemetery property to a board of trustees organized under the laws of 1861, authorizing such boards and prescribing their powers and duties;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, May 27, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 588 (File No. 346), entitled

A bill to re-incorporate the village of Birmingham, in the county of Oakland;

And to inform the House that the Senate has amended the same by striking out section 4, and renumbering the following sections;

In the passage of which as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

Laid over one day under the rules.

On motion of Mr. Sellers,

The House adjourned.

*Lansing, Thursday, May 28, 1885.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Roll called: quorum present.

Absent without leave: Messrs. Black, Carlton, Coomer, Dakin, Harper, Potter, Voorhees, and Wright.

On motion of Mr. Baker,

Leave of absence was granted to Mr. Waltz indefinitely on account of sickness.

On motion of Mr. Bentley,

Leave of absence was granted to Mr. Hayes until Monday next.

On motion of Mr. Sutton,

Leave of absence was granted to Mr. Harper until Monday next.

On motion of Mr. Eldred,

Leave of absence was granted to Mr. Potter indefinitely on account of sickness.

On motion of Mr. Gleason,

Leave of absence was granted to Mr. Voorhees until Monday next.

On motion of Mr. McClelland,

Leave of absence was granted to Mr. Coomer until Monday next.

On motion of Mr. A. T. Case,

Leave of absence was granted to himself until Saturday.

On motion of Mr. A. T. Case,

Leave of absence was granted to Mr. Gibbs until Saturday.

On motion of Mr. Blacker,

Leave of absence was granted to Mr. Black indefinitely.

On motion of Mr. Watson,

Leave of absence was granted to Mr. Wood indefinitely on account of sickness.

On motion of Mr. Barry,

Leave of absence was granted to Mr. Dakin for the day.

On motion of Mr. Conrad,

Leave of absence was granted to himself for to-morrow.

#### REPORTS OF STANDING COMMITTEES.

By the committee on State capitol and public buildings:

The committee on State capitol and public buildings, to whom was referred House joint resolution No. 23, entitled

Joint resolution authorizing the Board of Auditors to provide for lighting the State capitol building and grounds with electricity,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. F. BEEKMAN, *Chairman.*

Report accepted and committee discharged.

The joint resolution was referred to the committee on ways and means.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 657 (File No. 367), entitled

A bill to amend sections 27, 39, and 93, and to repeal section 90 of an act entitled "An act to incorporate the city of Ionia," approved March 21, 1873, as amended;

Also,

House bill No. 450 (File No. 249), entitled

A bill to protect defendants in actions when they have given notice of set-off;

Also,

House bill No. 156, entitled

A bill to authorize the village of Brighton, in the county of Livingston, to raise money to make public improvements in said village;

Also,

House bill No. 386 (File No. 171), entitled

A bill to amend sections 80 and 81, of chapter 247 of Howell's Annotated Statutes, being compiler's sections 6670 and 6671, relative to proceedings against absent, concealed, and non-resident defendants, in courts of chancery;

Also,

House bill No. 350 (File No. 188), entitled

A bill to amend section 1 of act No. 18 of the session laws of 1877, being compiler's section 6747 of Howell's Annotated Statutes of Michigan, relative to sales of lands in pursuance of decrees in chancery;

R. J. DICKSON, *Chairman*.

Report accepted.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor the following:

House bill No. 117 (File No. 57), entitled

A bill relating to the proof of instruments in writing;

Also,

House bill No. 554 (File No. 195), entitled

A bill making it a felony to manufacture, buy, sell, furnish, or cause to be furnished, or have in possession any nitro-glycerine, dynamite, giant powder, or any other dangerous explosive material for unlawful purposes, and to provide a punishment for the same.

R. J. DICKSON, *Chairman*.

Report accepted.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 540, entitled

A bill to vacate a part of the township of Springwells, in the county of Wayne, and annex the same to the city of Detroit in said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Sellers,

The bill was laid on the table.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred  
House bill No. 499, entitled

A bill to amend sections 3 and 4, of chapter 1, of an act entitled "An act to provide a charter for the city of Detroit," being act No. 326 of the session laws of 1883, approved June 7, 1883, and to add a new section to said chapter to be known as section 6, and also to detach certain portions of territory from the townships of Hamtramck, Springwells, and Greenfield, and to annex the same to the city of Detroit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Sellers,

The bill was laid on the table.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred  
Senate bill No. 241 (File No. 239), entitled

A bill to amend sections 4, 7, 51, 52, 75, and 116 of act number 192 of the session laws of 1861, entitled "An act to incorporate the city of Pontiac," approved March 15, 1861, as amended by the several acts amendatory thereof, and to add 15 new sections to said act to stand as sections 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, and 203,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Holman,

The House concurred in the amendments made to the bill by the committee.

The Speaker called the Speaker *pro tem.* to the chair.

On motion of Mr. Holman,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. Johnson,	Mr. Richardson,
Baker,	Cross,	Jones,	Rumsey,
Bardwell,	Crozer,	Kirkpatrick,	Shorts,
Barry,	Davis,	Lincoln,	Snyder,
Bates,	Dickson,	Makelim,	Staples,
Beecher,	Diekema,	Malcolm,	Stark,
Beekman,	Divine,	Manwaring,	Swift,
Blacker,	Dunbar,	Mason,	Town,
Boynon,	Egan,	McClelland,	Walthew,
Brant,	Eldred,	McCormick,	Watson,
Brown,	Engleman,	McGregor,	Webber,



Mr. Campbell,	Mr. Estee,	Mr. McKie,	Mr. Weiss,
Cannon,	Ford,	North,	Wellman,
Case, A. T.,	Gardner,	Northwood,	Wiggins,
Case, J. A.,	Gibbs,	O'Keefe,	Williams,
Case, O. N.,	Gleason,	Oviatt,	Wilson,
Chapman,	Hammond,	Post,	Woodruff,
Collins,	Holman,	Powers,	Speaker,
Conrad,	Howell,		<i>pro tem.</i> , 74

NAYS.

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Title agreed to.

On motion of Mr. Holman,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

## MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE, }  
*Lansing, May 27, 1885.* }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

The concurrent resolution complimentary to Hon. Cyrenius P. Black;

Also,

[House bill No. 181 (File No. 103), being]

An act to amend section 5, of chapter 178, of the compiled laws of 1871, entitled "An act to amend chapter 93, of the revised statutes of 1846, entitled 'Of courts held by justices of the peace,'" the same being section 6818, of Howell's Annotated Statutes,

Also,

[House bill No. 406 (File No. 328), being]

An act to amend Sec. 57 of act No. 249 of the session laws of 1871, entitled "an act to incorporate the city of Alpena," approved March 29, 1871, as amended by act No. 311, local acts of 1877, approved April 23, 1877.

R. A. ALGER, *Governor.*

The message was laid on the table.

## MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
*Lansing May 28, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following concurrent resolution:

*Resolved* (the Senate concurring), That the Quartermaster General be and is hereby authorized to loan the Grand Commandery of Knights Templar of Michigan so much of the camp equipage belonging to the State as may be necessary to be used at the State encampment of that body, to be held at Grand Rapids on the 16th and 17th of September, A. D. 1885, at the meeting of the 17th annual reunion of the Army of the Cumberland: *Provided*, That the Quartermaster General shall send competent persons in charge of said equipage, and that all the expense and damage, excepting ordinary wear and tear, shall

be borne by the Knights Templar: *And provided further*, That the same shall not interfere with the use of the camp equipage by the State troops, In the adoption of which the Senate has concurred.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The concurrent resolution was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, May 27, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to re-transmit the following bill:

Senate bill No. 185 (File No. 164), entitled

A bill to provide for the appointment, compensation, and duties of a stenographer for the 16th judicial circuit;

Which the House amended as follows:

By striking out all of section 5 of the bill and inserting the following to stand as section 5:

"SEC. 5. In case the council for either party (to a suit) shall desire a transcript of the whole or a part of the testimony or proceedings in any case for the purpose of moving for a new trial or removing it to the Supreme Court, it shall be the duty of the stenographer so appointed to furnish the same within a reasonable time, and he shall be entitled to receive therefor from the party so requiring it the sum of six (6) cents per folio for each folio so transcribed. And the money so paid the stenographer shall be recovered as a part of the taxable costs of the party in such motion or in the Supreme Court: *Provided*, however, that if the said judge shall direct a copy of the testimony upon any trial to be made, the stenographer shall make and file the same within the time specified by said judge, without costs to either party, and such transcripts shall be deemed the official records of the court;"

As appears by message dated May 14.

And now to inform the House that the Senate has amended the said section 5, so proposed by the House, so as to read as follows:

"SECTION 5. In case the counsel for either party shall desire a copy of the testimony given in any trial for the purpose of moving for a new trial, preparing a bill of exceptions, or removing the cause to the Supreme Court, it shall be the duty of the stenographer, so appointed, to furnish the same within a reasonable time, and he shall be entitled to demand and receive therefor from the party so requiring it the sum of six cents per folio for each folio so transcribed. *Provided*, That in no one case shall said stenographer be entitled to receive or demand more than the sum of twelve dollars, and the amount so paid shall be recovered as a part of the taxable costs by the prevailing party in such motion or in the Supreme Court: *And further provided*, That if the judge shall so direct, he shall make and file a copy of the testimony without fee or charge to any person, and the testimony so furnished or filed shall be deemed the official record of the court;"

In which amendment, as so amended, the Senate has concurred by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

Laid over one day under the rules.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, May 27, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to re-transmit the following bill:

Senate bill No. 285, entitled

A bill to suspend the operation of section 4024 of the compiled laws of 1871, being compiler's section 5478 of Howell's Annotated Statutes, in certain cases for a period of five years from the first day of January, A. D. 1886,

In accordance with a request of the House for the same.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

Mr. Davis moved to reconsider the vote by which the House agreed to the title;

Which motion prevailed.

The question being on agreeing to the title.

Mr. Davis moved to amend the title by striking out the figures "4024" and inserting the figures "4023" in lieu thereof;

Which motion prevailed.

The title as amended was then agreed to.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, May 27, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following:

1. House bill No. 584 (File No. 298), entitled

A bill to amend section 1, act 369, of session laws of 1875, entitled "An act to organize the union school district of the village of South Lyon," relative to the boundaries thereof;

2. House bill No. 526 (File No. 386), entitled

A bill to authorize the appointment of an assistant prosecuting attorney for Jackson county;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

On motion of Mr. Malcolm,

By a vote of two-thirds of all the members elect, the first named bill was ordered to take immediate effect.

The two named bills were referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, May 27, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bills:

1. House bill No. 150 (File No. 316), entitled

A bill to protect all citizens in their civil rights;

## 2. House bill No. 269 (File No. 299), entitled

A bill to amend section 10 of act No. 238 of the session laws of 1879, being an act entitled "An act to protect logs, lumber, and timber, while floating upon the waters in this State, or lying upon the banks or shores thereof," being compiler's section 2058, Howell's Annotated Statutes of the State of Michigan;

## 3. House bill No. 488 (File No. 265), entitled

A bill to prevent the sale or otherwise disposing of obscene, immoral, and indecent books, pamphlets, papers, prints, pictures, writings, and other objectionable news;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The three named bills were referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, May 27, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

## House bill No. 447 (File No. 156), entitled

A bill to amend, revise, and consolidate the laws organizing asylums for the insane and regulating the care and management thereof, and of the inmates therein, and to repeal act 164, laws of 1859; also act 194, laws of 1877; also act 91, laws of 1873, and the acts amendatory thereto; also act 172, laws of 1873,

And to inform the House that the Senate has amended the same as follows:

1. By inserting in section 4, line 7, after the word "suits" the words "except suits for malfeasance in office;"
2. By striking out of section 4, line 6, the word "municipalities;"
3. By adding to section 5 the following: "*Provided*, That this act shall not repeal or be construed to conflict with act No. 177 of the session laws of 1883;"
4. By striking out of section 14, lines 7 and 8, the following: "According to said by-laws, from any town, city, county, corporation, or person that is liable for the support of any insane person in said asylum;"
5. By striking out of section 40, line 8, the word "five" and inserting in lieu thereof the word "one,"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Mr. Howell moved to suspend the rule requiring amendments made to bills by the Senate to be laid over one day;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on concurring in the amendment made by the Senate to the bill;

On motion of Mr. Howell,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Cross,	Mr. Manwaring,	Mr. Shorts,
Bardwell,	Crozer,	Markey,	Snyder,
Barry,	Diekema,	Mason,	Staples,
Bates,	Divine,	McClelend,	Stark,
Beecher,	Dunbar,	McCormick,	Sutton,
Beekman,	Egan,	McGregor,	Swift,
Bentley,	Eldred,	McKie,	Town,
Blacker,	Engleman,	McNabb,	Ulrich,
Boynton,	Estee,	North,	Watson,
Brown,	Gardner,	Northwood,	Webber,
Cannon,	Hampton,	O'Keefe,	Weiss,
Carlton,	Howell,	Oviatt,	Wellman,
Case, J. A.	Johnson,	Parkhurst,	Wiggins,
Case, O. N.	Jones,	Post,	Williams,
Chapman,	Kelly,	Powers,	Wilson,
Collins,	Kirkpatrick,	Richardson,	Woodruff,
Conrad,	Makelim,	Rumsey,	Speaker,
Cossitt,	Malcolm,	Sellers,	

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## NAYS.

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On motion of Mr. Howell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, )  
Lansing, May 27, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 163 (File No. 215), entitled

A bill to amend section 29 of chapter 202 of the compiled laws of 1871, relative to garnishees, being section 8085 of Howell's Annotated Statutes;

2. Senate bill No. 161 (File No. 200), entitled

A bill to amend section 25 of act 137 of the laws of 1849, relative to authorizing proceedings against garnishees and for other purposes, and to add a new section thereto to stand as section 28;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The two named bills were read a first and second time by their titles, and referred to the committee on judiciary.

The Speaker also announced the following:

SENATE CHAMBER, }  
 Lansing, May 27, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following:

House bill No. 17 (File No. 134), entitled

A bill to amend section 8 of an act entitled “An act to establish a board of police and fire commissioners in the city of Grand Rapids, and to prescribe their powers and duties,” approved May 24, 1881;

And to inform the House that the Senate has amended the same as follows:

1. By striking out in section 8, lines 2 and 3, the following: “Now possessed by the mayor and common council of said city of Grand Rapids,” and “hereby transferred to and;”

2. By striking out the following in section 8, lines 21 and 22: “*Provided*, That the present chief of police, and police constables, shall remain in office until dismissed or until their successors are chosen by said board;”

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

Laid over one day under the rules.

The Speaker also announced the following:

SENATE CHAMBER, }  
 Lansing, May 27, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following:

1. Senate bill No. 132 (File No. 235), entitled

A bill to provide for the deposit of public moneys by the treasurer of Washtenaw county with banking corporations, on interest, and to authorize the investment of certain moneys now in the hands of the treasurer of said county;

2. Senate bill No. 310 (File No. 166), entitled

A bill to amend sections 10 and 12 of chapter 268, compiled laws of 1871, being compiler's sections 8135 and 8137 as amended by act 84 public acts of 1877, relative to the Reform School, being sections 9817 and 9819 of Howell's Annotated Statutes of 1882, and to add a new section to stand as section 15;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on towns and counties.

The second named bill was read a first and second time by its title, and referred to the committee on reform school.

On motion of Mr. Egan,

The House took up

## MOTIONS AND RESOLUTIONS.

Mr. Egan moved to take from the table

House bill No. 10 (File No. 337), entitled

A bill to revise and consolidate the laws relative to the State Prison and to the House of Correction and Reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent therewith;

Which motion prevailed.

The question being on the passage of the bill,

Mr. Egan moved to amend the bill by striking out all after the word "sentence" in line 6, and all of lines 7, 8, 9, 10 and 11 of Sec. 40, and inserting the following in lieu thereof: "60 days for each year; during the third and fourth years, 72 days for each year; during the fifth and sixth years, 84 days for each year; during the seventh, eighth, and ninth years, 108 days for each year; during the tenth, eleventh, twelfth, thirteenth, and fourteenth years, 120 days for each year; during the fifteenth, sixteenth, seventeenth, eighteenth, and nineteenth years, 144 days for each year; and from and including the twentieth year, up to the period fixed for the expiration of the sentence, 180 days for each year."

Also, by striking out the words "two, three, four, five, six, seven and eight, in lines 25 and 26, section 40, and insert in lieu thereof the words: "24, 36, 48, 60, 72, 84, and 96;"

Which motion prevailed, two-thirds of all the members present voting therefor.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Bardwell,	Mr. Diekema,	Mr. Long,	Mr. Richardson,
Barry,	Dodge,	Makelim,	Shorts,
Beecher,	Engleman,	Mason,	Snyder,
Beekman,	Estee,	McClelland,	Stark,
Brant,	Ford,	McKie,	Swift,
Case, O. N.,	Gibbs,	McNabb,	Walthew,
Collins,	Gleason,	North,	Wellman,
Conrad,	Hammond,	O'Keefe,	Wiggins,
Cossitt,	Jones,	Oviatt,	Williams,
Cross,	Kelly,	Parkhurst,	Woodruff,
Crozer,	Kirkpatrick,	Powers,	Speaker,
Davis,			

45

## NAYS.

Mr Adams,	Mr. Gardner,	Mr. McGregor,	Mr. Sutton.
Baker,	Hankerd,	Northwood,	Town,
Bates,	Holman,	Post,	Ulrich,
Boynton,	Johnson,	Rumsey,	Watson,
Cannon,	Manwaring,	Sellers,	Webber,
Divine,	McCormick,	Staples,	Weiss,
Egan,			

25

Mr. Egan moved to reconsider the vote by which the House refused to pass the bill;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Egan,  
The bill was laid on the table.

Mr. Woodruff moved to discharge the committee of the whole from the further consideration of

House bill No. 404 (File No. 415), entitled

A bill to detach certain territory from the township of Sodus, in Berrien county, and to attach the same to the township of Benton, in said county;

Which motion prevailed.

On motion of Mr. Woodruff,

The bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Davis,	Mr. Holman,	Mr. Richardson,
Baker,	Dickson,	Jones,	Sellers,
Bardwell,	Diekema,	Kelly,	Shorts,
Bates,	Divine,	Kirkpatrick,	Staples,
Beecher,	Dodge,	Long,	Stark,
Beekman,	Dunbar,	Malcolm,	Sutton,
Bentley,	Egan,	Manwaring,	Swift,
Blacker,	Eldred,	Mason,	Town,
Boynton,	Estee,	McClelland,	Ulrich,
Cannon,	Ford,	McCormick,	Watson,
Carlton,	Gardner,	McKie,	Webber,
Case, O. N.,	Gibbs,	McNabb,	Weiss,
Coleman,	Gleason,	Northwood,	Wellman,
Collins,	Hammond,	Oviatt,	Wilson,
Conrad,	Hampton,	Parkhurst,	Woodruff,
Cossitt,	Hanker,	Powers,	Speaker,
Cross,			

65

#### NAYS.

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Title agreed to.

On motion of Mr. Woodruff,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Collins moved to take from the table

Senate bill No. 82 (File No. 93), entitled

A bill to regulate the practice of pharmacy in the State of Michigan;

Which motion prevailed.

The question being on the passage of the bill,

The bill having been read a third time, pending the taking of the vote thereon,

Mr. Richardson moved to amend the bill by inserting after the word "iron" in line 9, Sec. 10, the following: "syrups of wild cherry, sarsaparilla, tincture of gentian, pine apple, capsicum, and vanilla, spirits of turpentine, Venice turpentine, balsam fir, buchu leaves, Quassia chips, elm bark, fluid extract of wild cherry."

Mr. Gibbs moved as a substitute for the motion to amend, to insert after the word "of" in line five, section 10, the following: "drugs, medicines, chemicals, essential oils and tinctures which are put up in bottles, boxes, or packages



bearing labels securely affixed, which labels shall bear the name of the pharmacist or druggist putting up the same, the dose that may be administered to persons three months, six months, one year, three years, five years, ten years, fifteen years, and twenty-one years of age, and if a poison, the name or names of the most common antidotes, of"

The substitute was agreed to.

The motion to amend the bill as provided by the substitute then prevailed, two-thirds of all the members present voting therefor.

Mr. Richardson moved to further amend the bill by adding at the end of section 12, the following: "All druggists who give physicians a commission on prescriptions shall be liable to the penalties of this act ;"

Which was not agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Bardwell,	Mr. Crozer,	Mr. Jones,	Mr. Shorts,
Bates,	Davis,	Kirkpatrick,	Staples,
Beecher,	Dickson,	Makelim,	Sutton,
Bentley,	Diekema,	Malcolm,	Town,
Black,	Dodge,	Manwaring,	Ulrich,
Blacker,	Egan,	Markey,	Walthew,
Brant,	Eldred,	McClelland,	Watson,
Brown,	Engleman,	McGregor,	Webber,
Carlton,	Ford,	North,	Wellman,
Case, J. A.,	Gardner,	Northwood,	Williams,
Case, O. N.,	Gibbs,	O'Keefe,	Wilson,
Clark,	Hammond,	Oviatt,	Woodruff,
Coleman,	Hampton,	Parkhurst,	Wright,
Collins,	Howell,	Rumsey,	Speaker
Cross,			<i>pro tem.</i> , 57

#### NAYS.

Mr. Baker,	Mr. Divine,	Mr. Long,	Mr. Post,
Beekman,	Dunbar,	Mason,	Powers,
Boynnton,	Hankerd,	McCormick,	Richardson,
Cannon,	Johnson,	McKie,	Snyder,
Case, A. T.,	Lincoln,	McNabb,	Stark,
Conrad,			

21

Title agreed to.

Mr. Wilson moved that the bill be ordered to take immediate effect;

Which motion did not prevail.

#### THIRD READING OF BILLS.

House bill No. 272 (File No. 414), entitled

A bill to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto;

Was read a third time, and pending the taking of the vote on the passage thereof.

Mr. Diekema moved to amend the bill as follows:

1. Amend chapter 3, section 7, line 6, by inserting after the word "his" the following "last place of;"

2. Amend chapter 3, section 22, line 5, by striking out the word "heretofore;"

3. Amend chapter 6, section 2, line 4, by striking out the words "section one," and insert the following, "sections one and seven;"

4. Add to the end of section 6 the following: "The taxes thus assessed shall become at once a debt to the township from the persons to whom they are assessed;"

5. Amend chapter 6, section 13, line 2, after the word "completed," by adding the words "or partially completed;"

6. Amend chapter 7, section 3, line 2, by inserting after the word "not," the following: "Within 20 days after the issue of the order of determination as provided in section 5 of chapter 3;"

7. Amend chapter 7, section 5, by striking out the words "per cent," in lines 1 and 2, and inserting the word "amount;" also in same section, in line 4, strike out the word "assessed" and insert the word "apportion;"

8. Amend chapter 8, section 4, in line 2, by striking out the words "and widening" and insert "widening and extending;"

9. Amend chapter 5, section 3, line 10, by striking out all after the words "township clerk," and insert the following in lieu thereof:

*Provided*, That the proceedings in establishing any drain shall be subject to review upon *certiorari* as herein provided. Notice of such *certiorari* shall be served on the commissioner, within ten days after the determination of such commissioner in establishing any drain as provided in section one of chapter four, in the same manner as notice is required to be given of *certiorari* for reviewing judgments rendered by justices of the peace, and the writ shall be issued and served, and bond given and approved, and the subject matter brought to issue in the same time and manner, as near as may be, as in such cases provided, except that such *certiorari* may be heard by the court during term, or at chambers, upon five days' notice given to the opposite party, and the circuit court of the county shall hear and determine the same without unnecessary delay; and if any material defect be found in the proceedings for establishing the drain, such proceedings shall be set aside. If the proceedings be sustained, the party bringing the *certiorari* shall be liable for the costs thereof, and if they be not sustained, the parties petitioning for the drain shall be liable for the costs. If no *certiorari* be brought within the time herein prescribed, the drain shall be deemed to have been legally established, and its legality shall not thereafter be questioned in any suit at law or equity: *Provided further*, That when such proceedings are brought, the commissioner shall postpone the letting of contracts, and all other proceedings until after the determination of the court.

The several amendments were then agreed to, two-thirds of all the members present voting therefor.

Mr. Holman moved to amend the bill by inserting in line 2, section 3, chapter 3, before the word "proceed," the words "with four disinterested freeholders, to be selected by the town board, on the application of the commissioner;"

Which was not agreed to.

Mr. Howell moved to amend the bill by striking out of section 8 the following:

"All orders for the payment of lands for right of way, and for all other services rendered and expenses incurred (except contracts for construction), shall be paid out of the first year's taxes, and the balance of such first year's

taxes (if any) shall be applied *pro rata* among the several contractors in payment of the contracts for the construction of such drain. For the balance due upon such contracts the commissioner shall draw orders payable out of the second year's assessment; "

Which was not agreed to.

Mr. Holman moved to amend the bill by striking out section 18, chapter 3;

Which was not agreed to.

Mr. Parkhurst moved to amend the bill by striking out in lines 2 and 5, section 18, chapter 3, the word "fine," and inserting the word "penalty" in lieu thereof;

Which motion prevailed, two-thirds of all the members present voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Crozer,	Mr. Long,	Mr. Rumsey,	
Baker,	Davis,	Makelim,	Sellers,	
Bardwell,	Dickson,	Malcolm,	Shorts,	
Barry,	Diekema,	Manwaring,	Snyder,	
Beecher,	Divine,	Markey,	Staples,	
Beekman,	Dunbar,	Mason,	Stark,	
Bentley,	Eldred,	McOlelend,	Sutton,	
Blacker,	Engleman,	McCormick,	Ulrich,	
Boynton,	Ford,	McGregor,	Walthew,	
Brown,	Gardner,	McKie,	Watson,	
Cannon,	Gibbs,	McNabb,	Webber,	
Carlton,	Gleason,	North,	Wellman,	
Case, A. T.,	Hammond,	Northwood,	Wiggins,	
Case, J. A.,	Hankerd,	O'Keefe,	Williams,	
Case, O. N.,	Johnson,	Oviatt,	Wilson,	
Chapman,	Jones,	Parkhurst,	Woodruff,	
Collins,	Kelly,	Post,	Wright,	
Conrad,	Kirkpatrick,	Powers,	Speaker,	
Cross,	Lincoln,	Richardson,		75

#### NAYS.

Mr. Holman,	Mr. Howell,	Mr. Town,	3
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Title agreed to.

Mr. Ford moved that a respectful message be sent to the Senate asking the return to the House of

Senate bill No. 318 (File No. 211), entitled

A bill to provide for the introduction and use on all cars owned and operated by any railroad company, or other corporation, doing business in this State, of some form of automatic car-coupling, by means of which all cars may be coupled and uncoupled without the necessity of the brakeman or any other person passing between the cars;

Which motion prevailed.

On motion of Mr. Blacker,

The House took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

Mr. Bates, by unanimous consent, offered the following:

*Resolved*, (the Senate concurring), That from and after Wednesday, June 10, 1885, the two branches of this Legislature will transact no other business than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the Journals by the secretary of the Senate and the clerk of the House, and the time of final adjournment of this Legislature shall be Saturday, June 13, at 12 M. on that day.

Pending the laying over one day, of the resolution,

Mr. Bates moved to suspend the rule requiring concurrent resolutions to be laid over one day;

Which motion did not prevail, two-thirds of all the members present not voting therefor.

Laid over one day under the rule.

Mr. Hampton, by unanimous consent, offered the following:

WHEREAS, The recent decision of the Supreme Court in the tax case creates an imperative necessity for the immediate enactment of a new law;

AND WHEREAS, The press of business incident to the close of a session, together with the limited time taken for its consideration, render it impossible to give the framing of a new tax law that careful attention which its importance demands; therefore

*Resolved* (the Senate concurring), that His Excellency, Gov. Alger, be and is hereby requested to convene the Legislature in special session during the winter of 1885-6 for the purpose of carefully revising and amending the general tax laws.

Laid over one day under the rules.

Mr. Parkhurst offered the following:

WHEREAS, The Legislature of the State of Michigan shares in the common gratitude of the loyal people of the United States toward the patriotic men who defended the government in the dark days of rebellion; and

WHEREAS, This body recognizes the justice and equity of certain claims of the defenders of the National union and liberty, still unadjusted, by the general government of the United States; be it therefore

*Resolved*, That the House of Representatives of the State of Michigan (the Senate concurring) do hereby request the Senators and Representatives of this State in Congress to give their votes and support in favor of H. R. bill No. 2404 introduced by the Hon. William McAdoo, in order that the said bill may become a law, as follows:

AN ACT granting land warrants to soldiers and sailors in the Federal service in the war of the rebellion, their widows and orphans, and providing for pensions for such of those soldiers and sailors as were confined in so-called Confederate prisons, and for other purposes.

SECTION 1. Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, that the provisions of sections 2425 and 2426 of the Revised Statutes of the United States, granting a land warrant for one hundred and sixty acres of land to each officer, soldier or sailor

of former wars, be extended to embrace such surviving honorably discharged officers, soldiers and sailors as served for at least ninety days in the army or navy of the United States, whether as volunteers or in the regular army or navy between the 14th day of April, 1861, and the 9th day of April, 1865: *Provided*, That no person who was mustered into the said army or navy as a substitute during said periods, shall be entitled to the benefit of this act.

SEC. 2. And be it further enacted, That in the event of the death of any person who would be entitled to a warrant under the preceding section, leaving a widow, or if no widow, a minor child or children, such widow or minor child or children shall receive a warrant for the same quantity of land that the decedent would be entitled to if living at the passage of this act: *Provided*, That such child or children to be entitled must be minors at the date of the passage of this act.

SEC. 3. And be it further enacted, That all laws and regulations now in force in relation to the location of said land warrants shall be extended, so far as practicable, to embrace land warrants under this act.

SEC. 4. And be it further enacted, That the Secretary of the Interior be, and he is hereby authorized, and directed to place on due proof, on the pension-roll, the names of such honorably discharged surviving officers, soldiers, sailors and marines as, while in the service of the United States, and while in the line of their duty, were taken prisoners of war, and as such confined in confederate prisons, between the first day of May, 1863, and the first day of May, 1865, to the end that they may receive pensions to which they are hereby declared to be entitled, and which are hereby directed to be paid to them accordingly out of the treasury of the United States, as follows: All who were prisoners of war two months, and less than six months, to receive a pension equal to one-half of the pension provided by the existing pension laws of the United States for such persons in case of total disability from wounds or disease received or contracted in the military or naval service of the United States in the war of the rebellion; those who were prisoners of war for six months, and less than twelve months, a pension equal to three-fourths of such pension for total disability, and all such as were prisoners of war for twelve months or more a pension equal to the full amount of such pension for total disability: *Provided*, that such pensions shall in such case begin from the date of the passage of this act, and shall be paid at the same time and in the same manner as other pensions are now paid: *And provided further*, That this act shall not entitle any person to draw more than one pension, but that such survivors of the confederate military prisoners as are entitled to and receiving a pension at the time of the passage of this act shall be entitled only to the increase of their pension which this act may grant them.

SEC. 5. And be it further enacted, That persons who served in military or naval services of the United States in the war of the Rebellion and were honorably discharged therefrom, whether by reason of disability resulting from wounds or sickness, or by expiration of their term of service or enlistment, shall, in all cases, be preferred for appointment to civil offices, provided they are found to possess the necessary business capacity for the proper discharge of the duties of such office, and that the preference shall in all cases be obligatory on the appointing power. In case any person so appointed and preferred any civil office under the Government shall be receiving a pension from the Government on account of such military or naval service, then in such case the pension shall be deducted from the amount of salary or compensation

attached to such position or office, and only the balance paid him for his services of the performance of the duties of such office. Where and whenever an examination preceding the appointment is required, persons who served in the military, naval, or marine service of the United States during the war of the Rebellion and were honorably discharged shall be required only to be examined upon matters that apply directly to the duties of the position for which application is made, and when so appointed shall not be removed from office during good behavior, unless by promotion or retirement, at the age of seventy years.

SEC. 6. And be it further enacted, That there shall be computed and paid to every honorably discharged soldier, sailor, and marine, of the military and naval forces of the United States, or to the widows, children, or parents of such soldiers, sailors, or marines, in the order named, the sum of eight and one-third dollars per month for all the time they served between the ninth day of April, 1861, and the ninth day of May, 1865, deducting therefrom all bounties heretofore received by them for services during the late war, to be paid in the same manner as bounties are now paid; and a sum of money sufficient to pay the same is hereby appropriated out of any money in the treasury not otherwise appropriated.

Laid over one day under the rules.

#### GENERAL ORDER.

On motion of Mr. Collins,

The House went into committee of the whole on the general order.

Whereupon the Speaker called Mr. Ford to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration

Senate bill No. 175 (File No. 243), entitled

A bill to provide for the assessment of property and the levy and collection of taxes thereon;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

M. H. FORD, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Markey.

The House concurred in the amendments made to the bill by the committee, and the bill was placed on the order of third reading.

Mr. Collins moved that the House adjourn,

Which motion did not prevail.

#### GENERAL ORDER.

On motion of Mr. Bates,

The House went into committee of the whole on the general order,

Whereupon the Speaker called Mr. Walthew to the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

1. House bill No. 485 (File No. 411), entitled

A bill to amend sections 1, 2, 3, 4, 5, and 10 of act No. 144 of session laws

of 1883, entitled "An act to provide for the compulsory education of children in certain cases;"

2. House bill No. 595 (File No. 370), entitled

A bill to authorize the treasurer of Decatur township to pay back to the taxpayers the taxes declared by the Supreme Court to have been levied under a void law;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

G. W. WALTHER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McCormick,

The House concurred in the amendments made by the committee to the first and second named bills, and they were placed on the order of third reading.

Mr. Estee moved that

Senate bill No. 175 (File No. 243), entitled

A bill to provide for the assessment of property and the levy and collection of taxes thereon,

Be recommitted to the committee of the whole and placed at the head of the general order;

Which motion prevailed.

#### GENERAL ORDER.

On motion of Mr. Estee,

The House went into committee of the whole on the general order.

Whereupon the Speaker called Mr. Ford to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration

Senate bill No. 175 (File No. 243), entitled

A bill to provide for the assessment of property and the levy and collection of taxes thereon;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

M. H. FORD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Watson,

The House concurred in the amendments made by the committee to the bill, and it was placed on the order of third reading.

On motion of Mr. Woodruff,

The House took up

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
Lansing, May 28, 1885. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following:

House bill No. 404 (File No. 415), entitled

A bill to detach certain territory from the present township of Sodus, in

Berrien county, and to attach the same to the township of Benton in said county;

In the passage of which, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

On motion of Mr. O. N. Case,

The House adjourned.

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*Lansing, Friday, May 29, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker *pro tem*.

Prayer by Rev. Mr. Ford.

Roll called: quorum present.

Absent without leave: Messrs. Bardwell, Carlton, J. A. Case, Clark, Conrad, Dakin, Davis, Dunbar, Ford, Kelly, Lincoln, Long, McNabb, Swift and Williams.

On motion of Mr. Watson,

Leave of absence was granted to Mr. Clark until Monday evening.

On motion of Mr. Chapman,

Leave of absence was granted to Mr. Ford for the day.

On motion of Mr. Beecher,

Leave of absence was granted to Mr. Bardwell for the day.

On motion of Mr. Wiggins,

Leave of absence was granted to himself for the day.

On motion of Mr. Weiss,

Leave of absence was granted to Mr. Kelly indefinitely on account of sickness.

On motion of Mr. Adams,

Leave of absence was granted to Mr. Dunbar for the day.

On motion of Mr. Adams,

Leave of absence was granted to Mr. Carlton for the day.

On motion of Mr. North,

Leave of absence was granted to Mr. Davis for the day.

On motion of Mr. Diekema,

Leave of absence was granted to Mr. J. A. Case for the day.

On motion of Mr. Richardson,

Leave of absence was granted to Mr. McNabb for the day.

On motion of Mr. Richardson,

Leave of absence was granted to Mr. Lincoln for the day.

On motion of Mr. Wellman,



Leave of absence was granted to all reported absentees for the day.

On motion of Mr. Divine,

Leave of absence was granted to himself for the day.

On motion of Mr. Holman,

The House took up

#### UNFINISHED BUSINESS.

Being the consideration of the following:

Senate amendment to

House bill No. 588 (File No. 346), entitled

A bill to re-incorporate the village of Birmingham, in the county of Oakland;

Which had been reported as follows:

By striking out section 4, and renumbering the following sections.

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Holman,

The House concurred, a majority of all members elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Adams,	Mr. Egan,	Mr. McClelland,	Mr. Staples,
Baker,	Eldred,	McCormick,	Stark,
Barry,	Estee,	McGregor,	Sutton,
Beekman,	Gardner,	McKie,	Town,
Boynton,	Gleason,	North,	Ulrich,
Brant,	Hammond,	Northwood,	Walthew,
Campbell,	Hampton,	O'Keefe,	Watson,
Cannon,	Holman,	Oviatt,	Webber,
Case, O. N.,	Howell,	Parkhurst,	Weiss,
Chapman,	Johnson,	Post,	Wellman,
Coleman,	Jones,	Powers,	Wiggins,
Cossitt,	Kirkpatrick,	Richardson,	Wilson,
Cross,	Malcolm,	Rumsey,	Wood,
Dickson,	Manwaring,	Shorts,	Woodruff,
Diekema,	Markey,	Snyder,	Speaker
Divine,	Mason,		<i>pro tem,</i> 62

#### NAYS.

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The bill was then referred to the committee on engrossment and enrollment for enrollment.

Also the consideration of the following:

WHEREAS, The recent decision of the Supreme Court in the tax case creates an imperative necessity for the immediate enactment of a new law;

AND WHEREAS, The press of business incident to the close of a session, together with the limited time taken for its consideration, renders it impossible to give the framing of a new tax law that careful attention which its importance demands; therefore

*Resolved* (The Senate concurring), That His Excellency, Gov. Alger, be and is hereby requested to convene the Legislature in special session during the winter of 1885-6 for the purpose of carefully revising and amending the general tax laws.

The question being on the adoption of the resolution,

On motion of Mr. Egan,

The resolution was laid on the table.

Mr. Ulrich, by unanimous consent offered the following:

WHEREAS, Alphonso Button, of the township of Grand Rapids, county of Kent, and State of Michigan, respectfully represents:

That in the spring of 1858 he was a resident of the township of Alaiedon, county of Ingham, and State of Michigan, at which time, at the village of Mason, in the county of Ingham, he volunteered and became enrolled in a Michigan State military company, then in process of organization at Mason, aforesaid, which company subsequently became enrolled as company A of the Second Regiment of Michigan State Militia, and known as the Curtenius Guards, in honor of General Curtenius, then Adjutant General of the State of Michigan;

AND WHEREAS, The said company was first officered by Captain Arnold Walker, First Lieutenant Philip McKernan, and Second Lieutenant Ira Darling, who were duly enrolled and commissioned, according to the then existing laws of this State;

That in acknowledgment of the honor so tendered him, in naming the company for him, the said Adjutant General gave the captain an order directing him to take into his charge a piece of field ordnance (a brass nine-pounder cannon), then at Lansing, which he accordingly did, and by his orders, a gun squad, or battery was thereafter organized, and attached to said company of infantry;

AND WHEREAS, Alphonso Button was duly appointed and elected to the rank of first gunner, or No. 1; that in compliance with the regulations and by-laws of said company, its regular meetings for drill and parade were to take place on the first Saturday of each month thereafter, and that your petitioner promptly attended all such meetings up to and including Saturday, July 3, 1858, in compliance and response to a written order or warrant duly served on each member, and signed by the commanding officer of said company (according to the by-laws of the same), requiring them to be and appear at the armory of said company, in Mason, at a certain hour of the morning of Saturday, July 3, 1858, then and there among other duties to take part in the drill and exercises in celebrating the 82d Anniversary of our national independence, to be celebrated on that day;

And that Alphonso Button promptly obeyed said order and warrant, and while in the performance of his duty as gunner No. 1, in loading said piece, and firing in response to toasts of the day, a premature discharge took place while he was in the act of ramming down a cartridge, which occasioned the loss of his left arm below the elbow, and his right hand except the thumb and index finger, which were left in a shattered condition, thereby rendering him totally and permanently disabled from performing manual labor in his occupation as a farmer, in consequence of which he subsequently lost his farm by mortgage, and became deprived of a home (obtained as a pioneer), as well as his natural means of support for himself and aged parents, then wholly dependent upon him;

And that as a means of future support, to avoid becoming a dependent upon friends, or the cold charities of the world, he took up the study of law, and thus prepared himself in a degree for business life; he has with the strictest economy and temperate habits succeeded thus far in keeping his head above water; but unable to lay up sufficient to drive the wolf from the door at all times, his irreparable loss being a source of such ungovernable embarrassment

as to almost entirely unfit him for the profession of law, in consequence of which he has been variously engaged, including business appertaining to that profession ;

AND WHEREAS, He is now 51 years of age, and has a small family of a wife and son dependent upon him, and that he possesses no property real or personal (except household furniture of ordinary quality and grade), and that his health has been failing for the past several years ; therefore, be it

*Resolved, by the House of Representatives of the State of Michigan* (the Senate concurring), That the Board of State Auditors shall, as soon as practicable, proceed to examine into the claims of Alphonso Button for compensation for injuries received by him from accidental gunshot wound while in the discharge of his duties, on July 3, 1858. To that end, said Board of Auditors shall take such evidence as to the extent of the injuries received, and the amount of compensation that shall be just and equitable, as to them shall seem necessary. When said Board shall have ascertained and fixed the amount of compensation to be paid, it shall draw its order upon the State Treasurer for said amount, payable to the order of said Alphonso Button, and it shall be the duty of the State Treasurer, upon the presentation of such order, duly signed by the chairman of the Board of State Auditors, and countersigned by the secretary of such Board, to pay the same out of any moneys not otherwise appropriated.

Laid over one day under the rules.

#### REPORTS OF STANDING COMMITTEES.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred Senate bill No. 274 (File No. 107), entitled

A bill to incorporate the village of Tawas City, in the township of Tawas, Iosco county, and State of Michigan,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

M. J. ULRICH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Markey,

The House concurred in the amendments made to the bill by the committee.

Mr. Markey moved that the rules be suspended, and the bill be put on it immediate passage ;

Which motion did not prevail.

By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following :

House bill No. 58 (File No. 217), entitled

A bill to revise and amend sections 4, 5, 6, 7, 8, 9, 10, 11, 13, 14, 15, 17, 19, and 20 of an act entitled "An act to establish and organize a municipal court in the city of Grand Rapids, to be known and called 'the police court of Grand Rapids,' and to repeal an act entitled 'An act to establish and organize a police court in the city of Grand Rapids,' approved April 30, 1873, and all amendments thereto, and all acts and parts of acts in any wise contravening the pro-

visions of this act," being act No. 76 of the session laws of 1879, approved May 13, 1879;

Also,

House bill No. 169 (File No. 292), entitled

A bill to amend section 1 of an act entitled "An act to authorize proceedings by garnishment in the circuit courts and the district court of the Upper Peninsula," approved March 16, 1861, as the same has been amended by the several acts amendatory thereof, the same being section 8058 of Howell's Annotated Statutes of the State of Michigan;

Also,

House bill No. 561 (File No. 347), entitled

A bill to authorize the township boards of the townships of Albion and Sheridan, also the city council of the city of Albion, to transfer certain cemetery property to a board of trustees organized under the laws of 1861, authorizing such boards and prescribing their powers and duties;

Also,

House bill No. 150 (File No. 316), entitled

A bill to protect all citizens in their civil rights;

Also,

House bill No. 526 (File No. 386), entitled

A bill to authorize the appointment of an assistant prosecuting attorney for Jackson county.

R. J. DICKSON, *Chairman*.

Report accepted.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 404 (File No. 415), entitled

A bill to detach certain territory from the present township of Sodus, in Berrien county, and to attach the same to the township of Benton, in said county;

Also,

Concurrent resolution relative to loaning the Grand Commandery of Knights Templar of Michigan the camp equipage.

R. J. DICKSON, *Chairman*.

Report accepted.

By the committee on printing:

The committee on printing, to whom was referred

House bill No. 484, entitled

A bill to provide for the publication of the proceedings of village and township boards,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

HENRY M. MASON, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on insurance:

The committee on insurance, to whom was referred

Senate bill No. 141 (File No. 217), entitled

A bill to provide for bringing suits against coöperative and mutual benefit insurance societies and associations organized under the laws of other States or territories and doing business in this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. CROSS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cross,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

Mr. Brant moved to take from the table

House bill No. 732, entitled

A bill to authorize the purchase of certain books for the use of township officers;

Which motion prevailed.

On motion of Mr. Brant,

The bill was referred to the committee on elections.

#### MESSAGES FROM THE GOVERNOR.

The Speaker *pro tem.* announced the following:

EXECUTIVE OFFICE,  
Lansing, May 22, 1885. }

*To the House of Representatives :*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[House bill No. 450, File No. 249, being]

An act to protect defendants in actions when they have given notice of set-off;

Also,

[House bill No. 117, File No. 57, being]

An act relating to the proof of instruments in writing;

Also,

[House bill No. 554, File No. 195, being]

An act making it a felony to manufacture, buy, sell, furnish, or cause to be furnished, or have in possession any nitro-glycerine, dynamite, giant powder, or any other dangerous explosive material for unlawful purposes, and to provide a punishment for the same;

Also,

[House bill No. 350, File No. 188, being]

An act to amend section 1 of act No. 18 of the session laws of 1877, being compiler's section 6747 of Howell's Annotated Statutes, relative to sales of lands in pursuance of decrees in chancery;

Also,

[House bill No. 386, File No. 171, being]

An act to amend sections 80 and 81, of chapter 247 of Howell's Annotated Statutes, being compiler's sections 6670 and 6671, relative to proceedings against absent, concealed, and non-resident defendants, in courts of chancery;

Also,

[House bill No. 657, File No. 367, being]

An act to amend sections 27, 39 and 93, and to repeal section 90 of an act entitled "An act to incorporate the city of Ionia," approved March 21, 1873, as amended;

Also,

[House bill No. 156, being]

An act to authorize the village of Brighton, in the county of Livingston, to raise money to make public improvements in said village;

R. A. ALGER,  
Governor.

The message was laid on the table.

The Speaker *pro tem.* also announced the following:

EXECUTIVE OFFICE,  
Lansing, May 28, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[House bill No. 150, File No. 316, being]

An act to protect all citizens in their civil rights;

Also,

[House bill No. 526, File No. 386, being]

An act to authorize the appointment of an assistant prosecuting attorney for Jackson county;

Also,

[House bill No. 169, File No. 292, being]

An act to amend section 1 of an act entitled "An act to authorize proceedings by garnishment in the circuit courts and the district court of the Upper Peninsula," approved March 16, 1861, as the same has been amended by the several acts amendatory thereof, the same being section 8058 of Howell's Annotated Statutes of the State of Michigan;

Also,

[House bill No. 561, File No. 347, being]

An act to authorize the township boards of the townships of Albion and Sheridan, also the city council of the city of Albion, to transfer certain cemetery property to a board of trustees organized under the laws of 1881, authorizing such boards and prescribing their powers and duties;

Also,

[House bill No. 58, File No. 217, being]

A bill to revise and amend sections 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 17, 19, and 20 of an act entitled "An act to establish and organize a municipal court in the city of Grand Rapids to be known and called 'the police court of Grand Rapids,' and to repeal an act entitled 'An act to establish and organize a police court in the city of Grand Rapids,' approved April 30, 1873, and all amendments thereto, and all acts and parts of acts in any wise contravening the provisions of this act, being act No. 76 of the session laws of 1879, approved May 13, 1879.

RUSSELL A. ALGER,  
Governor.

The message was laid on the table.

## MESSAGES FROM THE SENATE.

The Speaker *pro tem.* announced the following:

SENATE CHAMBER,  
Lansing, May 29, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to re-transmit the following bill:

Senate bill No. 318 (File No. 211), entitled

A bill to provide for the introduction and use of automatic or other safety car couplers upon the railroads of this State;

In compliance with the request of the House for the same.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

Mr. Holman moved to suspend the rule limiting the time within which a motion to reconsider a vote may be made;

Which motion prevailed, two-thirds of all the members present voting therefor.

Mr. Holman moved to reconsider the vote by which the House passed the bill;

Which motion prevailed.

The question being on the passage of the bill,

Mr. Holman moved to amend the bill, by substituting the following therefor, entitled

A bill to provide for the introduction and use on all cars owned and operated by any railroad company or other corporation doing business in this State, of some form of automatic car coupling, by means of which all cars may be coupled and uncoupled without the necessity of the brakeman or other person passing between the cars.

SECTION 1. *The People of the State of Michigan enact,* That every railroad company on and after the first day of July, one thousand eight hundred and eighty-six, owning or operating a railroad, or any portion of a railroad, wholly or partly in this State, shall place or cause to be placed upon every freight car thereafter constructed, purchased, or leased by such corporation, and upon every freight car owned or leased by such corporation, which is sent to the shop for general repairs, or for repair of the coupling fixtures thereof, with the intent to use such car, such form of automatic or other safety coupler, at each end thereof; as the Commissioner of Railroads, after examination and test of the same, may prescribe. And such Commissioner of Railroads, on or before May 1, 1886, shall select two or more different patterns of automatic or other safety couplers, which will couple with each other, and also with the link and pin coupler now generally in use, from which patterns said railroad companies may select couplers for use on cars, as required by this act.

SEC. 2. The provisions of this act may be enforced by any circuit court of this State in a county through which the railroad of any company refuses to comply with such provisions may run, upon application of the Commissioner of Railroads, under such penalty as the said court may determine of not less than \$100 for each violation of the provisions of this act.

The motion to agree to the substitute prevailed, two-thirds of all the members present voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Collins,	Mr. Holman,	Mr. Powers,
Baker,	Cossitt,	Howell,	Richardson,
Barry,	Cross,	Johnson,	Rumsey,
Bates,	Diekema,	Jones,	Staples,
Beecher,	Dodge,	Malcolm,	Stark,
Beekman,	Egan,	Markey,	Ulrich,
Bentley,	Eldred,	McClelland,	Watson,
Blacker,	Engleman,	McCormick,	Webber,
Boynton,	Estee,	McGregor,	Weiss,
Brant,	Gardner,	McKie,	Wellman,
Carlton,	Gleason,	North,	Wood,
Case, O. N.,	Hammond,	Northwood,	Woodruff,
Chapman,	Hampton,	Oviatt,	Wright,
Coleman,	Hankerd,	Parkhurst,	Speaker
			<i>pro tem.</i> , 56

## NAYS.

Mr. Cannon,	Mr. Dunbar,	2
Title agreed to.		

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, May 28, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 376 (File No. 223), entitled

A bill to prevent deception in the manufacture and sale of dairy products and to preserve the public health;

2. Senate bill No. 114 (File No. 158), entitled

A bill requiring all State institutions to submit their estimates of current expenses to the State Board of Corrections and Charities;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on State affairs.

The second named bill was read a first and second time by its title, and referred to the committee on ways and means.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, May 28, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 142 (File No. 96), entitled

A bill to amend sections 50 and 51 of act No. 180 of the session laws of 1875, also compiler's sections 6255 of the compiled laws of 1871, said sections being continuous sections 7836, 7837, 7838, and 7839 of Howell's Annotated Statutes, relative to the action of ejectment;

And to inform the House that the Senate has amended the same by striking out of section 51, lines 15 and 16, the following words: "*And provided,*



That either of the notices aforesaid may be filed and served at any time, by permission of the court, and in cases now pending at the time this act takes effect, said notices may be filed and served at any time before any trial of such cases ;”

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Laid over one day under the rules.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, May 28, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 179 (File No. 148), entitled

A bill making ten hours a legal day's work;

And to inform the House that the Senate has amended the same as follows:

1. By striking out of line 4, section 1, the words “the hours of labor for such employes shall not exceed ;”

2. By striking out of line 4, section 1, the words “the same to” and inserting in lieu thereof the word “shall ;”

3. By striking out of line 7, section 1, the word “they ;”

4. By adding to the end of section 1 the following: “unless there be an agreement to the contrary ;”

5. By inserting in line 1, section 3, before the word “advantage” the word “unlawful ;”

6. By adding to the end of section 5, the following: “or other laborers who agree to work more than ten hours per day ;”

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Laid over one day under the rules.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, May 28, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 602 (File No. 288), entitled

A bill to amend sections 1, 3, 4, 5, 6, and 7 of act No. 156, of the session laws of 1883, being an act creating a bureau of labor and industrial statistics, and defining the powers and duties of the same;

And to inform the House that the Senate has amended the same as follows:

1. By striking out of line 2, section 3, the words “and the production of papers ;”

2. By striking out of line 7, section 4, the word “five,” and inserting in lieu thereof the word “six ;”

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Laid over one day under the rules.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,

*Lansing, May 28, 1885.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to re-transmit the following bill:

Senate bill No. 103 (File No. 173), entitled

A bill to amend section 18 of chapter 266 of the compiled laws of 1871, being section 9651 of Howell's Annotated Statutes, relative to the inspection of county jails and the regulation thereof,

Which the House amended as follows:

Amend section 18, line 5, by striking out the words "the board of corrections and charities," and inserting in lieu thereof the word "State,"

As appears by House message dated May 14.

And now to inform the House that in the above amendments the Senate has non-concurred.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Laid over one day under the rules.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,

*Lansing, May 28, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to re-return to the House the following bill:

House bill No. 183 (File No. 73), entitled

A bill to amend and revise the charter of the city of Port Huron;

In accordance with the request of the House for the same this day received.

But to inform the House that, prior to the receipt of their request for the return of the bill, the Senate had amended the same as follows:

1. By striking out, at the end of section 3, chapter 1, the written House amendment, and inserting in lieu thereof the following:

"To the national boundary line in the St. Clair river, thence southerly along said boundary line to the place of beginning;"

2. By striking out of section 8, chapter 7, all after the word "vote" in the second line;

3. By striking out section 48, of chapter 7, and inserting the following to stand as said section 48, viz.:

SECTION 48. The police force of the city of Port Huron, as now organized, shall be under the control and management of a police commission for said city, hereby created. Such commission shall consist of four persons, who shall be known as police commissioners, to be appointed by the common council of said city, upon the recommendation of the mayor thereof, within thirty days after the passage of this act. Such police commissioners shall be selected irrespective of politics, and not more than two of whom shall be so appointed, who are identified with the same political party, and said commissioners shall hold such office for the term of four years, and until their successors are

elected and qualified; and when so appointed said commissioners shall qualify by taking the same official oath as other officers of said city. Such commissioners shall, on the first Monday of May in each year, after they shall be organized, appoint a chief of police, who shall be *ex officio* marshal of said city, and perform all the duties to be performed by the marshal of said city under this charter, and the ordinances of said city and said commission shall have the exclusive power to appoint members of the police force of said city, suspend or remove such chief of police, or policemen, under and for such causes as shall be fixed by the ordinances and charter of said city, and said commission are also authorized and empowered to appoint special policemen and watchmen when they shall deem the same necessary, but the number of regular policemen, and their salary, and that of the chief of police, shall be fixed by the common council of said city. The chief of police, policemen, regular and extra, and watchmen who shall be appointed from time to time by said police commission shall possess and exercise the same powers as conservators of the peace which township constables under the general laws of the State exercise and possess. Said commission may adopt such rules and regulations for the government, disciplining, and management of said police force and the members thereof, not inconsistent with the charter and ordinances of said city, as they shall deem proper. Said commissioners shall serve without compensation, and the city clerk shall be *ex officio* clerk of said commission;”

4. By striking out of line 4, section 2, chapter 9, the words, “electors and;”

5. By inserting in line 6, section 7, chapter 9, after the word “year,” the words, “which amount the controller shall cause to be spread upon the tax rolls of said city, for the ensuing year, to be collected the same as other city taxes;”

6. By striking out of line 3, section 10, chapter 9, after the word “authorized,” the words “by the board of estimates;”

7. By striking out of section 15, chapter 10, all of line 2, and the words “the council” in line 3; and also striking out of lines 3 and 4, the words, “in the employment of a clerk or secretary, or other person to collect the rates;”

8. By striking out of line 1, section 1, chapter 14, the figures “1885” and inserting in lieu thereof the figures “1886;”

9. By striking out of line 2, section 5, chapter 14, the words “fifteen hundred,” and inserting in lieu thereof the words “one thousand;”

10. By inserting in line 3, section 5, chapter 14, after the word “increased,” the words “not to exceed fifteen hundred dollars;”

11. By inserting in line 4, section 6, chapter 14, after the word “increased,” the words “not to exceed one thousand dollars;”

12. By striking out of lines 2 and 3, section 25, chapter 14, the words “and from two o’clock until five in the afternoon;”

13. By adding to section 1, chapter 16, the following proviso:

“*Provided*, That the controller of said city, and supervisor of said seventh ward, who shall be elected under this charter, shall make the assessment of the real and personal property of said seventh ward, not later than the 15th day of June, 1885, and make out and complete an assessment roll of said ward, and deliver the same to the board of review not later than Monday, the fifteenth day of July, 1885, and the board of review of said city shall meet on the sixteenth day of July, 1885, and continue in session from day to day, until said assessment roll shall have been fully and carefully reviewed, corrected and approved, which shall be on or before the 18th day of July, 1885.”

Pending any final action on the bill by the Senate, the same was ordered returned to the House, in accordance with their request for the same.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

Mr. Wellman moved to suspend the rule limiting the time within which a motion to reconsider a vote may be made;

Which motion prevailed, two-thirds of all the members present voting therefor.

Mr. Wellman moved to reconsider the vote by which the House passed the bill;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Wellman,

The bill was referred to the committee on municipal corporations.

Mr. Beecher moved to reconsider the vote by which the House referred Senate bill No. 376 (File No. 223), entitled

A bill to prevent deception in the manufacture and sale of dairy products and to preserve the public health,

To the committee on State affairs;

Which motion prevailed.

The question being on referring the bill to the committee on State affairs,

On motion of Mr. Beecher,

The bill was referred to the committee on public health.

#### GENERAL ORDER.

On motion of Mr. Chapman,

The House went into committee of the whole on the general order.

Whereupon the Speaker called Mr. Chapman to the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

1. House bill No. 361 (File No. 404), entitled

A bill making appropriations for the board of fish commissioners for the year ending June 30, 1886, and the year ending June 30, 1887;

2. House bill No. 691 (File No. 417), entitled

A bill to amend sections 1, 18, 23, and 24, of act No. 39 of the session laws of 1879, being "An act to amend an act to re-enact and amend chapter 84 of the compiled laws of 1871, relative to the formation of corporations to construct canal or harbors and improve the same, by adding two new sections thereto, and by restricting its operation to the upper peninsula, so the provisions of said act shall apply to the county of Branch," and so that the provisions of chapter 84 of the compiled laws of 1871, as re-enacted and amended by the several acts re-enacting and amending the same, heretofore passed, shall apply to the county of Macomb;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following:

3. House bill No. 271 (File No. 397), entitled

A bill to authorize the Board of Control of State Swamp Lands to cause the removal of jams or rafts of floodwood, and to clear out and deepen where necessary the channel of Swan Creek, in the county of Midland;

4. House bill No. 502 (File No. 399), entitled

A bill giving a right of action to employes if injured, and to their next of kin if killed in any manufacturing establishment, and giving a lien to such employes and next of kin, on the land on which such establishment is situated, and on all buildings, personal property, and fire insurance thereon, in all cases where such employes are injured or killed by reason of insufficient fire escapes in such establishments; such lien to take precedence of any prior mortgage, levy, lien, assignment, deed of trust, or other incumbrance whatsoever,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following:

5. House bill No. 664 (File No. 290), entitled

A bill to compel every owner or occupant of improved or cultivated land to keep up and maintain a lawful fence upon the boundaries of all highways contiguous to the improved or cultivated land owned or occupied by them;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

A. R. CHAPMAN, *Chairman.*

Report accepted and committee discharged.

The first and second named bills were placed on the order of third reading.

On motion of Mr. Engleman,

The House concurred in the amendments made by the committee to the third and fourth named bills, and they were placed on the order of third reading.

On motion of Mr. Brant,

The House concurred in the action of the committee in striking out all after the enacting clause of the fifth named bill, and

The title and enacting clause were laid on the table.

On motion of Mr. Blacker,

Leave of absence was granted to himself until Wednesday next.

On motion of Mr. Woodruff,

Leave of absence was granted to Mr. Dickson indefinitely on account of sickness.

On motion of Mr. Brant,

The House adjourned until Monday, June 1, at 9 P. M.

*Lansing, Monday, June 1, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Taylor,

Roll called: quorum present.

Absent without leave: Messrs. Bardwell, Barry, Boynton, Brant, Campbell, A. T. Case, Collins, Conrad, Coomer, Cross, Diekema, Dodge, Ford, Gibbs, Gleason, Hampton, Hankerd, Makelim, Manwaring, McGregor, Post, Richardson, Rumsey, Shorts, Staples, Stark, Swift, Ulrich, Voorhees, Walthew, Watson, Webber, Weiss, Wellman, Wiggins, Williams, Woodruff, and Wright.

On motion of Mr. Egan,

Leave of absence was granted to all absentees for the evening.

On motion of Mr. Markey,

Leave of absence was granted to Mr. Wellman until Wednesday.

On motion of Mr. Northwood,

Leave of absence was granted to Mr. McGregor until Thursday.

On motion of Mr. Jones,

Leave of absence was granted to Mr. Shorts until Wednesday.

On motion of Mr. Sellers,

Leave of absence was granted to Mr. Wright until Tuesday noon.

On motion of Mr. Baker,

Leave of absence was granted to Mr. Barry until Wednesday.

On motion of Mr. Oviatt,

Leave of absence was granted to Mr. Staples indefinitely on account of sickness.

On motion of Mr. Sutton,

The House adjourned.

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*Lansing, Tuesday, June 2, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Roll called: quorum present.

Absent without leave: Messrs. A. T. Case, Collins, Coomer, Gleason, Makelim, Swift, Voorhees, Weiss, and Wiggins.

On motion of Mr. Brandon,

Leave of absence was granted to Mr. Collins for the day.

On motion of Mr. Brandon,

Leave of absence was granted to Mr. Coomer for the day.

On motion of Mr. Beekman,

Leave of absence was granted to Mr. A. T. Case for the day.

On motion of Mr. Engleman,

Leave of absence was granted to Mr. Gleason for the morning.

On motion of Mr. Mason,

Leave of absence was granted to Mr. Wiggins for the morning.

On motion of Mr. Walthew,

Leave of absence was granted to Mr. Voorhees for the morning.

On motion of Mr. Powers,

Leave of absence was granted to Mr. Makelim for the day.

On motion of Mr. Powers,

Leave of absence was granted to Mr. Weiss for the day.

Mr. Holman moved that a respectful message be sent to the Senate requesting the return to the House of

Senate bill No. 241 (File No. 239), entitled

A bill to amend sections 4, 7, 51, 52, 75, and 116 of act No. 192 of the session laws of 1861, entitled "An act to incorporate the city of Pontiac," approved March 15, 1861, as amended by the several acts amendatory thereof, and to add 15 new sections to said act to stand as sections 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, and 203;

Which motion prevailed.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
Lansing, May 29, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

A concurrent resolution authorizing the loan of camp equipage to Knights Templar for grand encampment at Grand Rapids;

Also,

[House bill No. 404, File No. 415, entitled]

A bill to detach certain territory from the present township of Sodus, in Berrien county, and to attach the same to the township of Benton, in said county.

R. A. ALGER, Governor.

The message was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, May 29, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 304 (File No. 126), entitled

A bill to provide for an attorney fee in the foreclosure of real estate mortgages by advertisement;

And to inform the House that the Senate has amended the same by striking out of lines 7 and 8 the words "and not exceeding five thousand dollars," and out of line 8 the words "for all sums over five thousand dollars, fifty dollars;"

In the passage of which, as thus amended, the Senate has concurred by a

majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Mr. Sellers moved to suspend the rule requiring amendments made to bills by the Senate to be laid over one day;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Sellers,

The House concurred, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Divine,	Mr. Houk,	Mr. Post,
Baker,	Dodge,	Howell,	Potter,
Bardwell,	Dunbar,	Johnson,	Powers,
Bates,	Egan,	Kirkpatrick,	Rumsey,
Beecher,	Eldred,	Long,	Sellers,
Beekman,	Engleman,	Malcolm,	Stark,
Bentley,	Estee,	Markey,	Town,
Boynton,	Ford,	Mason,	Ulrich,
Brandon,	Gardner,	McClelend,	Walthew,
Brown,	Gibbs,	McCormick,	Webber,
Campbell,	Hammond,	North,	Williams,
Cannon,	Hampton,	Northwood,	Wilson,
Coleman,	Hankerd,	O'Keefe,	Wood,
Conrad,	Harper,	Oviatt,	Woodruff,
Cossitt,	Hayes,	Parkhurst,	Speaker,
Cross,			

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#### NAYS.

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On motion of Mr. Sellers,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

By unanimous consent, the House took up

#### UNFINISHED BUSINESS,

Being the consideration of the following:

Senate amendment to

House bill No. 142 (File No. 96), entitled

A bill to amend sections 50 and 51 of act No. 180 of the session laws of 1875, also compiler's section 6255 of the compiled laws of 1871, said sections being continuous sections 7836, 7837, 7838, and 7839, of Howell's Annotated Statutes, relative to the action of ejectment;

Which had been reported as follows:

By striking out of section 51, lines 15 and 16, the following words: *And provided*, That either of the notices aforesaid may be filed and served at any time, by permission of the court, and in cases now pending, at the time this



act takes effect, said notices may be filed and served at any time before any trial of such cases."

The question being on concurring in the amendments made by the Senate to the bill,

On motion of Mr. Markey,

The House concurred, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Divine,	Mr. Johnson,	Mr. Powers,
Baker,	Dunbar,	Kirkpatrick,	Richardson,
Bardwell,	Egan,	Long,	Rumsey,
Bates,	Eldred,	Malcolm,	Sellers,
Beecher,	Engleman,	Markey,	Snyder,
Beekman,	Estee,	Mason,	Stark,
Bentley,	Ford,	McClelend,	Town,
Boynton,	Gardner,	McCormick,	Ulrich,
Brandon,	Gibbs,	McKie,	Waltz,
Campbell,	Hammond,	North,	Watson,
Cannon,	Hampton,	Northwood,	Webber,
Chapman,	Harper,	O'Keefe,	Williams,
Coleman,	Hayes,	Oviatt,	Wilson,
Conrad,	Holman,	Parkhurst,	Wood,
Cossitt,	Houk,	Post,	Woodruff,
Cross,	Howell,	Potter,	Speaker,
Crozer,			

65

## NAYS.

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The bill was then referred to the committee on engrossment and enrollment for enrollment.

Also the following:

Senate amendment to

House bill No. 179 (File No. 148), entitled

A bill making ten hours a legal day's work;

Which had been reported as follows:

1. By striking out of line 4, section 1, the words "the hours of labor for such employes shall not exceed;"

2. By striking out of line 4, section 1, the words "the same to" and inserting in lieu thereof the word "shall;"

3. By striking out of line 7, section 1, the word "they;"

4. By adding to the end of section 1 the following: "unless there be an agreement to the contrary;"

5. By inserting in line 1, section 3, before the word "advantage" the word "unlawful;"

6. By adding to the end of section 5, the following: "or other laborers who agree to work more than ten hours per day;"

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Howell,

The House concurred, a majority of all the members elect voting therefor by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Divine,	Mr. Johnson,	Mr. Powers,
Baker,	Dodge,	Kirkpatrick,	Rumsey,
Bates,	Egan,	Long,	Sellers,
Beecher,	Engleman,	Malcolm,	Stark,
Beekman,	Estee,	Markey,	Town,
Bentley,	Ford,	Mason,	Ulrich,
Boynton,	Gardner,	McClelend,	Waltz,
Brandon,	Gibbs,	McCormick,	Watson,
Brown,	Hammond,	O'Keefe,	Williams,
Campbell,	Hampton,	Oviatt,	Wilson,
Cannon,	Harper,	Parkhurst,	Wood,
Cossitt,	Houk,	Post,	Woodruff,
Cross,	Howell,	Potter,	Speaker, 52

## NAYS.

Mr. Case, O. N.,	Mr. Dunbar,	Mr. Richardson,	Mr. Snyder,	6
Conrad,	North,			

The bill was then referred to the committee on engrossment and enrollment for enrollment.

Also the following:

Senate amendment to

House bill No. 602 (File No. 288), entitled

A bill to amend sections 1, 3, 4, 5, 6 and 7 of act No. 156, of the session laws of 1883, being an act creating a bureau of labor and industrial statistics, and defining the powers and duties of the same;

Which had been reported as follows:

1. By striking out of line 2, section 3, the words "and the production of papers;"

2. By striking out of line 7, section 4, the word "five," and inserting in lieu thereof the word "six;"

The question being on concurring in the amendments made by the Senate to the bill,

Mr. Walthew demanded a division of the question.

The question being taken on concurring in the first named amendment made by the Senate to the bill,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Cross,	Mr. Howell,	Mr. Post,
Baker,	Crozer,	Johnson,	Potter,
Bardwell,	Divine,	Jones,	Rumsey,
Bates,	Dunbar,	Kirkpatrick,	Sellers,
Beecher,	Egan,	Long,	Snyder,
Beekman,	Eldred,	Malcolm,	Stark,
Bentley,	Estee,	Markey,	Ulrich,
Boynton,	Ford,	Mason,	Walthew,
Brandon,	Gardner,	McClelend,	Waltz,
Brown,	Gibbs,	McCormick,	Watson,
Campbell,	Hammond,	McKie,	Williams,
Cannon,	Hampton,	North,	Wilson,

Mr. Chapman, Coleman, Conrad, Cossitt,	Mr. Hankerd, Harper, Hayes, Houk,	Mr. Northwood, O'Keefe, Oviatt, Parkhurst,	Mr. Wood, Woodruff, Speaker,	63
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## NAYS.

Mr. Brant, Case, O. N.,	Mr. Holman, Powers,	Mr. Richardson,	Mr. Town,	6
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The question being then taken on concurring in the second named amendment made by the Senate to the bill,

The House did not concur, a majority of all the members elect not voting therefor by yeas and nays as follows:

## YEAS.

Mr. Bardwell, Beekman, Brown, Campbell, Coleman, Cross, Crozer, Dakin,	Mr. Diekema, Egan, Eldred, Estee, Howell, Jones, Kirkpatrick,	Mr. Markey, Mason, McClelland, McNabb, North, O'Keefe, Oviatt,	Mr. Potter. Rumsey, Sellers, Snyder, Walthew, Woodruff, Speaker,	29
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## NAYS.

Mr. Adams, Baker, Bates, Brandon, Braut, Cannon, Carlton, Case, O. N. Chapman, Conrad, Divine,	Mr. Dodge, Dunbar, Engleman, Ford, Gardner, Hammond, Hampton, Hankerd, Harper, Hayes, Holman,	Mr. Houk, Johnson, Lincoln, Long, Malcolm, McCormick, McKie, Parkhurst, Powers, Richardson,	Mr. Stark, Sutton, Town, Ulrich, Waltz, Watson, Webber, Williams, Wilson, Wood,	42
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Mr. Chapman moved to reconsider the vote by which the House refused to concur in the second named amendment;

Which motion did not prevail.

Also the following:

House amendment to

Senate bill No. 103 (File No. 173), entitled

A bill to amend section 18 of chapter 266 of the compiled laws of 1871, being section 9351 of Howell's Annotated Statutes, relative to the inspection of county jails and the regulation thereof;

Which the House amended as follows:

Amend section 18, line 5, by striking out the words "the board of corrections and charities," and inserting in lieu thereof the word "State,"

And in which amendments the Senate had non-concurred.

The question being, will the House "insist" or "recede" from its amendments,

Mr. Holman moved that the House "recede";

Which motion prevailed, a majority of all the members elect voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Crozer,	Mr. Jones,	Mr. Ramsey,
Baker,	Diekema,	Kirkpatrick,	Sellers,
Bardwell,	Divine,	Malcolm,	Snyder,
Bates,	Eldred,	Manwaring,	Stark,
Beecher,	Ford,	McClelland,	Ulrich,
Bentley,	Gardner,	McCormick,	Walthew,
Brandon,	Gibbs,	McKie,	Waltz,
Brown,	Hampton,	North,	Watson,
Cannon,	Harper,	O'Keefe,	Wilson,
Carlton,	Holman,	Oviatt,	Wood,
Case, O. N.,	Houk,	Parkhurst,	Woodruff,
Cossitt,	Howell,	Post,	Speaker,
Cross,	Johnson,	Potter,	51

## NAYS.

Mr. Brant,	Mr. Engleman,	Mr. Mason,	Mr. Sutton,
Chapman,	Hammond,	McNabb,	Town,
Coleman,	Hankerd,	Powers,	Webber,
Dakin,	Long,	Richardson,	Williams,
Dunbar,			17

Also the following:

Senate amendment to

House bill No. 88 (File No. 133), entitled

A bill to amend sections 11, 15 and 29 of an act entitled "An act to authorize a board of public works in and for the city of Grand Rapids," approved March 22, 1873, as amended by act of April 29, 1875, and as further amended by act of May 12, 1877;

Which had been reported as follows:

1. By inserting the word "two" before the word "eleven," in line 1, section 1.

2. By restoring to the bill the amended section 2, reading as follows:

"SEC. 2. The said board shall annually elect one of its number president thereof, to act as such until his successor is elected, and shall from its number fill any vacancy in said office. The members of said board shall discharge such duties and functions as appertain to the consideration and decision of all questions before the board. They shall each receive at the rate of three dollars per day for actual time necessarily spent in the discharge of the duties of their office, whether attending as members upon the sessions of said board or otherwise, but no account for services by members other than for attendance upon sessions of the board shall be paid unless the same shall first be approved by said board. The members shall make and verify their accounts for services, charging at the rate aforesaid, and thereupon it shall be the duty of the common council to allow and order payment for such services from the general fund of said city;"

3. By striking out of line 3, section 11, the words "fifteen hundred," and inserting in lieu thereof the words "two thousand;"

And to inform the House that the Senate has amended the title to the bill by inserting the word "two" before the word "eleven."

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Ulrich,  
The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Divine,	Mr. Jones,	Mr. Potter,
Baker,	Dodge,	Kirkpatrick,	Powers,
Bardwell,	Dunbar,	Lincoln,	Richardson,
Bates,	Eldred,	Long,	Rumsey,
Beecher,	Engleman,	Malcolm,	Sellers,
Beekman,	Estee,	Manwaring,	Snyder,
Brandon,	Ford,	Markey,	Town,
Brown,	Gardner,	Mason,	Ulrich,
Cannon,	Gibbs,	McClelend,	Walthew,
Carlton,	Hampton,	McCormick,	Watson,
Case, O. N.,	Harper,	McKie,	Webber,
Chapman,	Hayes,	McNabb,	Williams,
Conrad,	Holman,	North,	Wilson,
Cross,	Houk,	Oviatt,	Wood,
Crozer,	Howell,	Parkhurst,	Woodruff,
Diekema,	Johnson,	Post,	Speaker,

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## NAYS.

The question being on concurring in the amendment made by the Senate to the title,

The title as amended was then agreed to.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

Also the following:

Senate amendment of House amendment to

Senate bill No. 185 (File No. 164), entitled

A bill to provide for the appointment, compensation, and duties of a stenographer for the 16th judicial circuit;

Which the House had amended as follows:

By striking out all of section 5 of the bill, and inserting the following to stand as section 5:

"SEC. 5. In case the council for either party (to a suit) shall desire a transcript of the whole or a part of the testimony or proceedings in any case for the purpose of moving for a new trial or removing it to the Supreme Court, it shall be the duty of the stenographer so appointed to furnish the same within a reasonable time, and he shall be entitled to receive therefor from the party so requiring it the sum of six (6) cents per folio for each folio so transcribed. And the money so paid the stenographer shall be recovered as a part of the taxable costs of the party in such motion or in the Supreme Court: *Provided*, however, that if the said judge shall direct a copy of the testimony upon any trial to be made, the stenographer shall make and file the same within the time specified by said judge, without costs to either party, and such transcripts shall be deemed the official records of the court;"

And which amendatory section the Senate, as shown by message of May 27, had amended so as to read as follows:

"SECTION 5. In case the counsel for either party shall desire a copy of the testimony given in any trial for the purpose of moving for a new trial, prepar-

ing a bill of exceptions, or removing the cause to the Supreme Court, it shall be the duty of the stenographer, so appointed, to furnish the same within a reasonable time, and he shall be entitled to demand and receive therefor from the party so requiring it the sum of six cents per folio for each folio so transcribed: *Provided*, That in no one case shall said stenographer be entitled to receive or demand more than the sum of twelve dollars, and the amount so paid shall be recovered as a part of the taxable costs by the prevailing party in such motion or in the Supreme Court: *And further provided*, That if the judge shall so direct, he shall make and file a copy of the testimony without fee or charge to any person, and the testimony so furnished or filed shall be deemed the official record of the court;”

The question being on concurring in the amendment made by the Senate to the House amendment to the bill,

On motion of Mr. Howell,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Diekema,	Mr. Kirkpatrick,	Mr. Ramsey,
Baker,	Divine,	Long,	Sellers,
Bardwell,	Dunbar,	Malcolm,	Snyder,
Bates,	Engleman,	Manwaring,	Stark,
Beecher,	Estee,	McClelland,	Town,
Beekman,	Ford,	McCormick,	Ulrich,
Bentley,	Gardner,	McKie,	Walthew,
Brown,	Gibbs,	North,	Waltz,
Campbell,	Hanker,	Northwood,	Watson,
Cannon,	Harper,	O'Keefe,	Webber,
Carlton,	Hayes,	Oviatt,	Williams,
Case, O. N.,	Holman,	Parkhurst,	Wilson,
Conrad,	Houk,	Post,	Wood,
Cossitt,	Howell,	Potter,	Woodruff,
Crozer,	Johnson,	Powers,	Speaker,
Dakin,			

31

## NAYS.

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Also the following:

Senate amendment to

House bill No. 17 (File No. 134), entitled

A bill to amend sections 8 of an act entitled “An act to establish a board of police and fire commissioners in the city of Grand Rapids, and to prescribe their powers and duties,” approved May 24, 1881;

Which had been reported as follows:

1. By striking out in section 8, lines 2 and 3, the following: “Now possessed by the mayor and common council of said city of Grand Rapids,” and “hereby transferred to and;”

2. By striking out the following in section 8, lines 21 and 22: “*Provided*, That the present chief of police, and police constables, shall remain in office until dismissed or until their successors are chosen by said board;”

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Ulrich,

The House concurred, a majority of all members elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Diekema,	Mr. Jones,	Mr. Richardson,
Baker,	Divine,	Kirkpatrick,	Rumsey,
Bardwell,	Dodge,	Lincoln,	Sellers,
Bates,	Dunbar,	Long,	Snyder,
Beecher,	Egan,	Manwaring,	Stark,
Beekman,	Eldred,	Mason,	Sutton,
Brandon,	Engleman,	McClelend,	Town,
Brown,	Ford,	McCormick,	Ulrich,
Campbell,	Gardner,	McKie,	Walthew,
Cannon,	Gibbs,	McNabb,	Waltz,
Carlton,	Hammond,	North,	Watson,
Case, O. N.,	Hampton,	Northwood,	Webber,
Chapman,	Hankerd,	O'Keefe,	Williams,
Conrad,	Harper,	Oviatt,	Wilson,
Cossitt,	Hayes,	Parkhurst,	Wood,
Cross,	Houk,	Potter,	Woodruff,
Crozer,	Howell,	Powers,	Speaker,
Davis,	Johnson,		

70

## NAYS.

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The bill was then referred to the committee on engrossment and enrollment for enrollment.

Also the following:

WHEREAS, The Legislature of the State of Michigan shares in the common gratitude of the loyal people of the United States toward the patriotic men who defended the government in the dark days of rebellion; and

WHEREAS, This body recognizes the justice and equity of certain claims of the defenders of the National union and liberty, still unadjusted, by the general government of the United States; be it therefore

*Resolved*, That the House of Representatives of the State of Michigan (the Senate concurring) do hereby request the Senators and Representatives of this State in Congress to give their votes and support in favor of H. R. bill No. 2404 introduced by the Hon. William McAdoo, in order that the said bill may become a law, as follows:

AN ACT granting land warrants to soldiers and sailors in the Federal service in the war of the rebellion, their widows and orphans, and providing for pensions for such of those soldiers and sailors as were confined in so-called Confederate prisons, and for other purposes.

SECTION 1. Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, that the provisions of sections 2425 and 2426 of the Revised Statutes of the United States, granting a land warrant for one hundred and sixty acres of land to each officer, soldier or sailor of former wars, be extended to embrace such surviving honorably discharged officers, soldiers and sailors as served for at least ninety days in the army or navy of the United States, whether as volunteers or in the regular army or navy between the 14th day of April, 1861, and the 9th day of April, 1865: *Provided*, That no person who was mustered into the said army or navy as a substitute during said periods, shall be entitled to the benefit of this act.

SEC. 2. And be it further enacted, That in the event of the death of any person who would be entitled to a warrant under the preceding section, leaving a widow, or if no widow, a minor child or children, such widow or minor child or children shall receive a warrant for the same quantity of land that the decedent would be entitled to if living at the passage of this act: *Provided*, That such child or children to be entitled must be minors at the date of the passage of this act.

SEC. 3. And be it further enacted, That all laws and regulations now in force in relation to the location of said land warrants shall be extended, so far as practicable, to embrace land warrants under this act.

SEC. 4. And be it further enacted, That the Secretary of the Interior be, and he is hereby authorized, and directed to place on due proof, on the pension-roll, the names of such honorably discharged surviving officers, soldiers, sailors and marines as, while in the service of the United States, and while in the line of their duty, were taken prisoners of war, and as such confined in confederate prisons, between the first day of May, 1863, and the first day of May, 1865, to the end that they may receive pensions to which they are hereby declared to be entitled, and which are hereby directed to be paid to them accordingly out of the treasury of the United States, as follows: All who were prisoners of war two months, and less than six months, to receive a pension equal to one-half of the pension provided by the existing pension laws of the United States for such persons in case of total disability from wounds or disease received or contracted in the military or naval service of the United States in the war of the rebellion; those who were prisoners of war for six months, and less than twelve months, a pension equal to three-fourths of such pension for total disability, and all such as were prisoners of war for twelve months or more a pension equal to the full amount of such pension for total disability: *Provided*, that such pensions shall in such case begin from the date of the passage of this act, and shall be paid at the same time and in the same manner as other pensions are now paid: *And provided further*, That this act shall not entitle any person to draw more than one pension, but that such survivors of the confederate military prisoners as are entitled to and receiving a pension at the time of the passage of this act shall be entitled only to the increase of their pension which this act may grant them.

SEC. 5. And be it further enacted, That persons who served in military or naval services of the United States in the war of the Rebellion and were honorably discharged therefrom, whether by reason of disability resulting from wounds or sickness, or by expiration of their term of service or enlistment, shall, in all cases, be preferred for appointment to civil offices, provided they are found to possess the necessary business capacity for the proper discharge of the duties of such office, and that the preference shall in all cases be obligatory on the appointing power. In case any person so appointed and preferred any civil office under the Government shall be receiving a pension from the Government on account of such military or naval service, then in such case the pension shall be deducted from the amount of salary or compensation attached to such position or office, and only the balance paid him for his services of the performance of the duties of such office. Where and whenever an examination preceding the appointment is required, persons who served in the military, naval, or marine service of the United States during the war of the Rebellion and were honorably discharged shall be required only to be examined upon matters that apply directly to the duties of the position for which application is made, and when so appointed shall not be removed from office



during good behavior, unless by promotion or retirement, at the age of seventy years.

SEC. 6. And be it further enacted, That there shall be computed and paid to every honorably discharged soldier, sailor, and marine, of the military and naval forces of the United States, or to the widows, children, or parents of such soldiers, sailors, or marines, in the order named, the sum of eight and one-third dollars per month for all the time they served between the ninth day of April, 1861, and the ninth day of May, 1865, deducting therefrom all bounties heretofore received by them for services during the late war, to be paid in the same manner as bounties are now paid; and a sum of money sufficient to pay the same is hereby appropriated out of any money in the treasury not otherwise appropriated.

On motion of Mr. Campbell,

The resolution was laid on the table.

Also the following:

WHEREAS, Alphonso Button, of the township of Grand Rapids, county of Kent, and State of Michigan, respectfully represents:

That in the spring of 1858 he was a resident of the township of Alaiedon, county of Ingham, and State of Michigan, at which time, at the village of Mason, in the county of Ingham, he volunteered and became enrolled in a Michigan State military company, then in process of organization at Mason, aforesaid, which company subsequently became enrolled as company A of the Second Regiment of Michigan State Militia, and known as the Curtenius Guards, in honor of General Curtenius, then Adjutant General of the State of Michigan;

AND WHEREAS, The said company was first officered by Captain Arnold Walker, First Lieutenant Philip McKernan, and Second Lieutenant Ira Darling, who were duly enrolled and commissioned, according to the then existing laws of this State;

That in acknowledgment of the honor so tendered him, in naming the company for him, the said Adjutant General gave the captain an order directing him to take into his charge a piece of field ordnance (a brass nine-pounder cannon), then at Lansing, which he accordingly did, and by his orders, a gun squad, or battery was thereafter organized, and attached to said company of infantry;

AND WHEREAS, Alphonso Button was duly appointed and elected to the rank of first gunner, or No. 1; that in compliance with the regulations and by-laws of said company, its regular meetings for drill and parade were to take place on the first Saturday of each month thereafter, and that your petitioner promptly attended all such meetings up to and including Saturday, July 3, 1858, in compliance and response to a written order or warrant duly served on each member, and signed by the commanding officer of said company (according to the by-laws of the same), requiring them to be and appear at the armory of said company, in Mason, at a certain hour of the morning of Saturday, July 3, 1858, then and there among other duties to take part in the drill and exercises in celebrating the 52d Anniversary of our national independence, to be celebrated on that day;

And that Alphonso Button promptly obeyed said order and warrant, and while in the performance of his duty as gunner No. 1, in loading said piece, and firing in response to toasts of the day, a premature discharge took place while he was in the act of ramming down a cartridge, which occasioned the loss of his left arm below the elbow, and his right hand except the thumb and index

finger, which were left in a shattered condition, thereby rendering him totally and permanently disabled from performing manual labor in his occupation as a farmer, in consequence of which he subsequently lost his farm by mortgage, and became deprived of a home (obtained as a pioneer), as well as his natural means of support for himself and aged parents, then wholly dependent upon him ;

And that as a means of future support, to avoid becoming a dependent upon friends, or the cold charities of the world, he took up the study of law, and thus prepared himself in a degree for business life ; he has with the strictest economy and temperate habits succeeded thus far in keeping his head above water ; but unable to lay up sufficient to drive the wolf from the door at all times, his irreparable loss being a source of such ungovernable embarrassment as to almost entirely unfit him for the profession of law, in consequence of which he has been variously engaged, including business appertaining to that profession ;

AND WHEREAS, He is now 51 years of age, and has a small family of a wife and son dependent upon him, and that he possesses no property real or personal (except household furniture of ordinary quality and grade), and that his health has been failing for the past several years ; therefore, be it

*Resolved, by the House of Representatives of the State of Michigan* (the Senate concurring), That the Board of State Auditors shall, as soon as practicable, proceed to examine into the claims of Alphonso Button for compensation for injuries received by him from accidental gunshot wound while in the discharge of his duties, on July 3, 1858. To that end, said Board of Auditors shall take such evidence as to the extent of the injuries received, and the amount of compensation that shall be just and equitable, as to them shall seem necessary. When said Board shall have ascertained and fixed the amount of compensation to be paid, it shall draw its order upon the State Treasurer for said amount, payable to the order of said Alphonso Button, and it shall be the duty of the State Treasurer, upon the presentation of such order, duly signed by the chairman of the Board of State Auditors, and countersigned by the secretary of such Board, to pay the same out of any moneys not otherwise appropriated.

On motion of Mr. Ulrich,

The resolution was referred to the committee on judiciary.

Also the following :

*Resolved*, (the Senate concurring), That from and after Wednesday, June 10, 1885, the two branches of this Legislature will transact no other business than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the Journals by the secretary of the Senate and the clerk of the House, and the time of final adjournment of this Legislature shall be Saturday, June 13, at 12 M. on that day.

Mr. Bates moved to amend the resolution by making the dates therein June 13th and 17th.

Mr. J. A. Case moved to amend the amendment by making the dates therein June 17th and 20th ;

Which was not agreed to.

Mr. Estee moved to amend the amendment by making the dates June 16th and 19th ;

Which was accepted.

Mr. O. N. Case moved to lay the resolution on the table.

Mr. Campbell demanded the yeas and nays.

The demand was seconded, and the motion did not prevail by yeas and nays as follows:

## YEAS.

Mr. Baker,	Mr. Dunbar,	Mr. Lincoln,	Mr. Snyder,
Boynton,	Egan,	Long,	Sutton,
Brant,	Engleman,	Mason,	Ulrich,
Case, J. A.,	Ford,	McClelend,	Voorhees,
Case, O. N.,	Hammond,	McNabb,	Walthew,
Conrad,	Hampton,	O'Keefe,	Waltz,
Cossitt,	Harper,	Powers,	Williams,
Dakin,	Holman,	Richardson,	Wilson,
Dodge,	Houk,		

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## NAYS.

Mr. Bardwell,	Mr. Crozer,	Mr. Johnson,	Mr. Parkhurst,
Bates,	Davis,	Jones,	Post,
Beecher,	Diekema,	Kirkpatrick,	Rumsey,
Bentley,	Divine,	Malcolm,	Sellers,
Brandon,	Eldred,	Manwaring,	Stark,
Brown,	Ester,	McCormick,	Town,
Campbell,	Gardner,	McKie,	Watson,
Cannon,	Hanker,	North,	Webber,
Carlton,	Hayes,	Northwood,	Woodruff,
Chapman,	Howell,	Oviatt,	Speaker,
Cross,			

41

Mr. Ford moved to reconsider the vote by which the House refused to amend the amendment by making the dates June 17th and 20th;

Which motion prevailed.

The question being on amending the amendment by making the dates in the resolution June 17th and 20th;

The amendment was agreed to.

The resolution as amended was then adopted.

The Speaker, by unanimous consent, announced the following:

SENATE CHAMBER,  
Lansing, June 1, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to re-transmit to the House the following bill:

Senate bill No. 241 (File No. 239), entitled

A bill to amend sections 4, 7, 51, 52, 67, 75 and 116 of act number 192 of the session laws of 1861, entitled "An act to incorporate the city of Pontiac," approved March 15, 1861, as amended by the several acts amendatory thereof, and to add 15 new sections to said act, to stand as sections 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, and 203;

In accordance with the request of the House for the same this day received.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

Mr. Holman moved to suspend the rule limiting the time within which a motion to reconsider a vote may be made;

Which motion prevailed, two-thirds of all the members present voting therefor.

Mr. Holman moved to reconsider the vote by which the House passed the bill;

Which motion prevailed.

The question being on the passage of the bill,

Mr. Holman moved to amend the bill by striking out in line 3, recited section 169 and line 1, recited section 196, the word "June," and inserting the word "July" in lieu thereof;

Which motion prevailed, two-thirds of all the members present voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Adams,	Mr. Dodge,	Mr. Jones,	Mr. Powers,
Baker,	Dunbar,	Kirkpatrick,	Richardson,
Bates,	Egan,	Lincoln,	Rumsey,
Beecher,	Eldred,	Long,	Sellers,
Beekman,	Engleman,	Malcolm,	Snyder,
Boynton,	Estee,	Manwaring,	Sutton,
Brant,	Ford,	Markey,	Town,
Brown,	Gardner,	McClelland,	Voorhees,
Cannon,	Gibbs,	McCormick,	Walthew,
Carlton,	Hammond,	McKie,	Waltz,
Chapman,	Hankerd,	McNabb,	Watson,
Cossitt,	Harper,	North,	Webber,
Cross,	Hayes,	O'Keefe,	Wilson,
Crozer,	Holman,	Oviatt,	Wood,
Davis,	Houk,	Parkhurst,	Woodruff,
Diekema,	Howell,	Post,	Speaker,
Divine,	Johnson,	Potter,	

67

#### NAYS.]

0

Title agreed to.

On motion of Mr. Holman,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

House joint resolution No. 30 (File No. 21), entitled

Joint resolution to amend sections 6, 7, 8, 9, 10, and 11, of article 10 of the constitution of the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ERASTUS N. BATES, *Chairman.*

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

Senate bill No. 132 (File No. 235), entitled

A bill to provide for the deposit of public moneys by the treasurer of Wash-

tenaw county with banking corporations, on interest, and to authorize the investment of certain moneys now in the hands of the treasurer of said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ERASTUS N. BATES, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Sutton,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Adams,	Mr. Divine,	Mr. Jones,	Mr. Potter,
Baker,	Dodge,	Kirkpatrick,	Rumsey,
Bardwell,	Dunbar,	Lincoln,	Sellers,
Bates,	Eldred,	Long,	Stark,
Beekman,	Engleman,	Manwaring,	Sutton,
Bentley,	Estee,	Markey,	Town,
Campbell,	Ford,	McClelend,	Ulrich,
Cannon,	Gardner,	McCormick,	Voorhees,
Carlton,	Gibbs,	McKie,	Waltz,
Case, J. A.,	Hammond,	North,	Watson,
Conrad,	Hankerd,	Northwood,	Wiggins,
Cross,	Harper,	O'Keefe,	Wilson,
Crozer,	Hayes,	Oviatt,	Wood,
Dakin,	Holman,	Parkhurst,	Woodruff,
Davis,	Howell,	Post,	Speaker,
Diekema,			

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#### NAYS.

0

Title agreed to.

On motion of Mr. Harper,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Campbell moved to take from the table

Senate bill No. 68 (File No. 31), entitled

A bill to amend section 19 of chapter 3 of act No. 164 of the session laws of 1881, being section No. 5071 of Howell's Annotated Statutes, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of the act relative to tuitions by non-residents;"

Which motion prevailed.

On motion of Mr. Campbell,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Bardwell,	Mr. Crozer,	Mr. Howell,	Mr. McCormick,
Bates,	Eldred,	Johnson,	McKie,
Beecher,	Estee,	Jones,	Oviatt,
Beekman,	Gardner,	Kirkpatrick,	Parkhurst,
Bentley,	Gibbs,	Lincoln,	Town,
Campbell,	Hampton,	Long,	Wilson,
Cross,	Hankerd,	Malcolm,	Woodruff, 28

## NAYS.

Mr. Adams,	Mr. Dodge,	Mr. Harper,	Mr. Sellers,
Carlton,	Dunbar,	McNabb,	Watson,
Conrad,	Ford,	Northwood,	Williams,
Divine,	Hammond,	Rumsey,	15

## THIRD READING OF BILLS.

Senate bill No. 175 (File No. 243), entitled

A bill to provide for the assessment of property and the levy and collection of taxes thereon,

Was read a third time, and pending the taking of the vote on the passage thereon,

Mr. McKie moved to amend the bill by inserting the following to stand as subdivision "third" of section 13:

"*Third*, All *bona fide* indebtedness owing by such person, giving an itemized statement in detail, and to whom owing, and the residence of such creditors, and the amount due each, provided he desires to have the same deducted from his credits."

Mr. Hampton moved to amend the amendment by adding thereto the words, "Or his personal property valuation to the amount of \$300."

Mr. Richardson offered the following as a substitute for the motion to amend:

Amend the bill by inserting the following to stand as subdivision third of section 13: "*Third*, All *bona fide* indebtedness owing by such person, giving an itemized statement in detail and to whom owing, and the residence of such creditors: *Provided*, He desires to have the same deducted from his assessed valuation to the amount of three hundred dollars;"

On agreeing to which,

Mr. Richardson demanded the yeas and nays.

The demand was seconded, and the substitute to the amendment was agreed to, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Egan,	Mr. Lincoln,	Mr. Sellers,
Barry,	Eldred,	Long,	Stark,
Bentley,	Ford,	McNabb,	Sutton,
Boynton,	Gibbs,	Oviatt,	Town,
Brant,	Hammond,	Parkhurst,	Ulrich,
Carlton,	Hampton,	Potter,	Walthew,
Conrad,	Hankerd,	Powers,	Williams,
Dakin,	Harper,	Richardson,	Wilson,
Dunbar,	Houk,	Rumsey,	Woodruff, 36

## NAYS.

Mr. Bardwell,	Mr. Crozer,	Mr. Howell,	Mr. McKie,
Beecher,	Davis,	Johnson,	North,
Beekman,	Diekema,	Jones,	Northwood,
Cannon,	Divine,	Kirkpatrick,	Watson,
Case, J. A.,	Estee,	Malcolm,	Webber,
Case, O. N.,	Gardner,	Manwaring,	Wood,
Chapman,	Hayes,	Markey,	Speaker,
Cross,	Holman,	McCormick,	

31

The question being on amending the bill by inserting the words of the substitute as agreed to,

On motion of Mr. Howell,

The bill was laid on the table.

On motion of Mr. Howell,

The House took a recess until 2 o'clock, P. M.

## AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the

## THIRD READING OF BILLS.

Mr. Carlton moved to take from the table

Senate bill No. 175 (File No. 243) entitled

A bill to provide for the assessment of property, and the levy and collection of taxes thereon;"

Which motion prevailed.

The question being on amending the bill by inserting therein the following to stand as subdivision third of section 13:

"Third. All *bona fide* indebtedness owing by such person, giving an itemized statement in detail and to whom owing, and the residence of such creditors, and the amount due each, provided he desires to have the same deducted from his credits,"

Mr. Richardson demanded the yeas and nays.

The demand was seconded, and the motion to amend the bill did not prevail, two-thirds of all the members present not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Estee,	Mr. McCormick,	Mr. Stark,
Bates,	Gibbs,	McKie,	Sutton,
Boynnton,	Gleason,	Oviatt,	Town,
Conrad,	Hammond,	Parkhurst,	Walthew,
Coomer,	Hampton,	Post,	Waltz,
Dakin,	Hankerd,	Potter,	Wellman,
Dodge,	Houk,	Powers,	Williams,
Dunbar,	Howell,	Richardson,	Wilson,
Eldred,	Johnson,	Shorts,	Woodruff,
Engleman,	Lincoln,		

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## NAYS.

Mr. Bardwell,	Mr. Case, O. N.,	Mr. Jones,	Mr. North,
Beecher,	Chapman,	Kelly,	Northwood,
Beekman,	Cross,	Kirkpatrick,	O'Keefe,
Brandon,	Crozer,	Makelim,	Rumsey,
Campbell,	Davis,	Malcolm,	Watson,
Cannon,	Diekema,	Markey,	Webber,
Carlton,	Gardner,	McClelland,	Wood,
Case, J. A.,	Holman,		

30

The question being on the passage of the bill,

Mr. Ford moved to amend the bill by striking out in line 18, section 19, the words "be subrogated to all the rights of the State or other purchaser at such tax sale;" and he shall also, by striking out in line 19, section 69, the words "deed from the Auditor General;"

Which motion prevailed, two-thirds of all the members present voting therefor.

The question recurring on the passage of the bill,

Mr. Wilson moved to amend the bill by transferring the proviso in the first subdivision of section 11, to the fourth subdivision, the proviso being as follows: *Provided*, All forest products in transit on the second Monday of April and thereafter found in the waters or streams of this State, shall be held to have a place of destination at the sorting grounds of the rafting and driving agents or booming company nearest the mouth of such stream unless the contrary shall be made to appear by the owner or party having the same in charge;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question again being on the passage of the bill,

Mr. Campbell moved to amend the bill by inserting at the end of line 6, section 115, the words "and has been bid in by the State;"

Which motion prevailed, two-thirds of all the members present voting therefor.

The question again being on the passage of the bill,

Mr. Blacker moved to amend the bill by striking out in lines 6, 7, and 9, section 69; line 3, section 75; line 2, section 79, the words "one per cent per month," and insert the words "ten per cent per annum" in lieu thereof;

Which was not agreed to.

Mr. Brown moved to amend the bill by inserting in line 34, seventh subdivision, section 11, after the word "agent," the words "except as otherwise provided;"

Which motion prevailed, two-thirds of all the members present voting therefor.

Mr. Holman moved to amend the bill by striking out at the end of section 116 the following:

*Provided, however*, That the party seeking to record such deed, mortgage, or other instrument referred to, may deposit the same with the register of deeds, who shall note thereon the time the same is deposited, and if said person shall within thirty days pay or redeem the taxes as above provided, the taxes since the first day of January, 1882, on the lands described in said instrument, then and in such case said deed, mortgage, or other instrument shall be recorded as of the date when the same was deposited with said register of deeds;

Which was not agreed to.



Mr. Markey moved to amend the bill by striking out all of sections 115, 116, and 117;

Which motion prevailed, two-thirds of all the members present voting therefor.

Mr. Richardson moved to further amend the bill by striking out all of section 71;

Which was not agreed to.

Mr. Boynton moved to amend the bill by striking out all of sections 18, 19, and 20;

Which motion did not prevail.

Mr. Lincoln moved to amend the bill by adding thereto a new section to read as follows:

"It shall be the duty of the Register of Deeds of each county to take from the record and make in each year an abstract list of all unsatisfied real estate mortgages appearing as owned by parties resident of the State of Michigan, and he shall on or before the 15th day of April in each year notify, in writing, the register of deeds of each county where such unsatisfied real estate mortgage is held and owned, of the fact that it appears upon the county record, together with the name of the owner or owners, and the amount remaining unsatisfied, and that the same is liable to taxation. The register's fees for such notice shall be ten cents for each description notice to be mailed or otherwise sent to register of deeds: *Provided*, said list shall not be made to antedate the year 1879. Such fees shall be audited and paid in the general manner out of the contingent fund of the county where the mortgage resides."

On agreeing to which,

Mr. Lincoln demanded the yeas and nays.

The demand was seconded, and the motion to amend did not prevail, two-thirds of all the members present not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr Adams,	Mr. Dunbar,	Mr. Lincoln,	Mr. Stark,
Barry,	Egan,	Long,	Ulrich,
Bates,	Engleman,	Malcolm,	Voorhees,
Boynton,	Gibbs,	McClelend,	Walthew,
Carlton,	Gleason,	McNabb,	Wellman,
Conrad,	Hammond,	Parkhurst,	Williams,
Cossitt,	Hampton,	Potter,	Wilson,
Crozer,	Hankerd,	Powers,	Woodruff,
Dakin,	Holman,	Richardson,	

35

#### NAYS.

Mr Brant,	Mr. Divine,	Mr. Makelim,	Mr. Rumsey,
Campbell,	Eldred,	Manwaring,	Sellers,
Cannon,	Estee,	Markey,	Snyder,
Case, J. A.,	Ford,	Mason,	Town,
Case, O. N.,	Gardner,	McCormick,	Waltz,
Chapman,	Howell,	North,	Watson,
Coomer,	Johnson,	O'Keefe,	Webber,
Cross,	Jones,	Oviatt,	Wood,
Davis,	Kirkpatrick,	Post,	Speaker,

36

The question again recurring on the passage of the bill,

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Crozer,	Mr. Johnson,	Mr. Rumsey,
Bardwell,	Davis,	Jones,	Sellers,
Bates,	Diekema,	Kelly,	Shorts,
Beecher,	Divine,	Kirkpatrick,	Snyder,
Beekman,	Egan,	Long,	Stark,
Blacker,	Eldred,	Makelim,	Sutton,
Brandon,	Engleman,	Malcolm,	Town,
Brant,	Estee,	Markey,	Ulrich,
Brown,	Ford,	Mason,	Walthew,
Campbell,	Gardner,	McClelend,	Waltz,
Cannon,	Gibbs,	McCormick,	Watson,
Carlton,	Gleason,	North,	Webber,
Case, J. A.,	Hammond,	O'Keefe,	Wellman,
Case, O. N.,	Hankerd,	Oviatt,	Wilson,
Chapman,	Hayes,	Parkhurst,	Wood,
Coleman,	Houk,	Post,	Woodruff,
Coomer,	Howell,	Potter,	Speaker,
Cross,			

69

## NAYS.

Mr. Adams,	Mr. Cossitt,	Mr. Lincoln,	Mr. Powers,
Barry,	Dodge,	Manwaring,	Richardson,
Bentley,	Dunbar,	McKie,	Voorhees,
Boynton,	Hampton,	McNabb,	Williams,
Conrad,	Holman,	Northwood,	

19

Title agreed to.

On motion of Mr. Estee,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Egan moved to take from the table

House bill No. 10 (File No. 337), entitled

A bill to revise and consolidate the laws relative to the State Prison and to the House of Correction and Reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent therewith;

Which motion prevailed.

The question being on the passage of the bill,

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Bardwell,	Mr. Cossitt,	Mr. Kelly,	Mr. Potter,
Barry,	Cross,	Kirkpatrick,	Powers,
Beecher,	Crozer,	Makelim,	Richardson,
Beekman,	Dakin,	Malcolm,	Shorts,
Bentley,	Davis,	Markey,	Stark,
Blacker,	Diekema,	Mason,	Walthew,
Brant,	Dunbar,	McClelend,	Waltz,
Carlton,	Egan,	McKie,	Wellman,
Case, J. A.,	Eldred,	McNabb,	Williams,

Mr. Case, O. N., Coleman, Conrad, Coomer,	Mr. Engleman, Estee, Ford, Gibbs,	Mr. North, O'Keefe, Oviatt, Parkhurst,	Mr. Wilson, Woodruff, Speaker,	51
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## NAYS.

Mr. Adams, Baker, Boynton, Brandon, Campbell, Cannon, Chapman, Title agreed to.	Mr. Divine, Gardner, Gleason, Hankerd, Hayes, Holman, Howell,	Mr. Johnson, Lincoln, McCormick, Northwood, Rumsey, Sellers, Snyder,	Mr. Sutton, Town, Ulrich, Voorhees, Watson, Webber, Wood,	28
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House bill No. 361 (File No. 404), entitled

A bill making an appropriation for the board of fish commissioners for the year ending June 30, 1886, and the year ending June 30, 1887,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams, Baker, Bardwell, Bates, Beecher, Bentley, Blacker, Brant, Brown, Campbell, Cannon, Carlton, Case, J. A., Case, O. N., Chapman,	Mr. Coleman, Conrad, Coomer, Cossitt, Cross, Crozer, Dakin, Davis, Dickson, Divine, Dodge, Egan, Eldred, Ford, Hammond,	Mr. Hampton, Holman, Houk, Howell, Jones, Kelly, Kirkpatrick, Long, Makelim, Mason, McClelend, McCormick, McNabb, North, O'Keefe,	Mr. Parkhurst, Potter, Rumsey, Shorts, Snyder, Town, Ulrich, Walthew, Waltz, Watson, Wellman, Wilson, Wood, Woodruff, Speaker,	60
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## NAYS.

Mr. Boynton, Dunbar, Gardner,	Mr. Gibbs, Johnson,	Mr. Malcolm, Northwood,	Mr. Webber, Williams,	9
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Title agreed to.

On motion of Mr. Brant,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 485 (File No. 411), entitled

A bill to amend sections 1, 2, 3, 4, 5, and 10 of act No. 144 of session laws of 1883, entitled "An act to provide for the compulsory education of children in certain cases,"

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Davis,	Mr. Johnson,	Mr. Potter,
Bardwell,	Divine,	Kelly,	Powers,
Beecher,	Dunbar,	Kirkpatrick,	Sellers,
Blacker,	Egan,	Lincoln,	Shorts,
Boynton,	Ford,	Long,	Stark,
Brandon,	Gardner,	Malcolm,	Town,
Brant,	Gibbs,	Manwaring,	Ulrich,
Cannon,	Hammond,	McCormick,	Watson,
Carlton,	Hampton,	McNabb,	Webber,
Chapman,	Houk,	Oviatt,	Wellman,
Cossitt,	Howell,	Parkhurst,	Woodruff,
Dakin,			

45

## NAYS.

Mr. Beekman,	Mr. Diekema,	Mr. Hayes,	Mr. Northwood,
Coleman,	Eldred,	McOlelend,	Wood,
Conrad,	Hankerd,	McKie,	Speaker,

12

House bill No. 595 (File No. 370), entitled

A bill to authorize the treasurer of Decatur township to pay back to the taxpayers the taxes declared by the Supreme Court to have been levied under a void law,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Dakin,	Mr. Kirkpatrick,	Mr. Powers,
Bates,	Diekema,	Lincoln,	Rumsey,
Beecher,	Divine,	Long,	Sellers,
Bentley,	Dunbar,	Malcolm,	Shorts,
Blacker,	Egan,	Manwaring,	Snyder,
Brandon,	Gardner,	McOlelend,	Stark,
Brown,	Gibbs,	McCormick,	Sutton,
Cannon,	Hampton,	McKie,	Town,
Carlton,	Hankerd,	McNabb,	Watson,
Case, J. A.,	Harper,	Northwood,	Webber,
Chapman,	Hayes,	O'Keefe,	Williams,
Coleman,	Howell,	Oviatt,	Wood,
Conrad,	Johnson,	Parkhurst,	Woodruff,
Cossitt,	Jones,	Potter,	Speaker,
Cross,	Kelly,		

58

0

## NAYS.

Title agreed to.

House bill No. 691 (File No. 417), entitled

A bill to amend sections 1, 18, 23, and 24 of act No. 39, session laws of 1879, being An act to amend an act to reenact and amend chapter 84 of the compiled laws of 1871, relative to the formation of corporations to construct canals or harbors, and improve the same, by adding two new sections thereto and by restricting its operation to the Upper Peninsula, so the provisions of said act shall apply to the county of Branch, and so that the provisions of chapter 84, compiled laws of 1871, as reenacted and amended by the several acts reenacting and amending the same heretofore passed shall apply to the county of Macomb,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Dakin,	Mr. Kelly,	Mr. Potter,
Baker,	Diekema,	Kirkpatrick,	Powers,
Bardwell,	Divine,	Lincoln,	Rumsey,
Bates,	Dunbar,	Long,	Sellers,
Beecher,	Egan,	Malcolm,	Shorts,
Bentley,	Eldred,	Manwaring,	Snyder,
Blacker,	Ford,	McClelland,	Sutton,
Brandon,	Gardner,	McCormick,	Town,
Brant,	Gleason,	McKie,	Ulrich,
Campbell,	Hammond,	North,	Watson,
Carlton,	Hanker,	Northwood,	Webber,
Case, J. A.,	Harper,	O'Keefe,	Williams,
Chapman,	Hayes,	Oviatt,	Wood,
Coleman,	Howell,	Parkhurst,	Woodruff,
Cossitt,	Johnson,	Post,	Speaker,
Cross,	Jones,		

62

## NAYS.

0

Title agreed to.

On motion of Mr. Gleason,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 271 (File No. 397), entitled

A bill to authorize the Board of Control of State Swamp Lands to cause the removal of jams or rafts of floodwood, and to clear out and deepen where necessary the channel of Swan Creek, in the county of Midland;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Diekema,	Mr. Kirkpatrick,	Mr. Powers,
Bates,	Divine,	Lincoln,	Sellers,
Beecher,	Dunbar,	Long,	Shorts,
Bentley,	Egan,	Makelim,	Snyder,
Blacker,	Eldred,	Manwaring,	Sutton,
Brandon,	Engleman,	McClelland,	Town,
Campbell,	Ford,	McCormick,	Ulrich,
Cannon,	Gardner,	North,	Walthew,
Case, J. A.,	Gibbs,	Northwood,	Watson,
Coleman,	Hampton,	O'Keefe,	Webber,
Conrad,	Harper,	Oviatt,	Wellman,
Cossitt,	Hayes,	Parkhurst,	Williams,
Cross,	Johnson,	Post,	Woodruff,
Orozer,	Kelly,	Potter,	Speaker,
Dakin,			

57

## NAYS.

Mr. Waltz,

1

The question being on agreeing to the title,

Mr. Post moved to amend the title by adding thereto the words, "and appropriate two sections of land therefor;"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Post,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Long moved to take from the table

House bill No. 66 (File No. 29), entitled

A bill to repeal an act entitled "An act to prohibit any person from obstructing the regular operation and conduct of the business of railroad companies or other corporations, firms, or individuals," being act No. 11 of the public acts of 1877;

Which motion prevailed.

On motion of Mr. Long,

The bill was put upon its immediate passage.

The bill was then read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barry,	Mr. Dakin,	Mr. McClelland,	Mr. Stark,
Bentley,	Egan,	McKie,	Sutton,
Blacker,	Ford,	McNabb,	Ulrich,
Brant,	Hampton,	Potter,	Walthew,
Carlton,	Hankerd,	Powers,	Wellman,
Case, O. N.,	Johnson,	Richardson,	Williams,
Conrad,	Lincoln,	Rumsey,	Speaker,
Cossitt,	Long,	Shorts,	

81

#### NAYS.

Mr. Adams,	Mr. Davis,	Mr. Houk,	Mr. North,
Bardwell,	Diekema,	Howell,	Town,
Beecher,	Divine,	Jones,	Voorhees,
Beekman,	Gardner,	Kelly,	Waltz,
Brandon,	Gibbs,	Kirkpatrick,	Watson,
Cannon,	Gleason,	Malcolm,	Webber,
Chapman,	Hammond,	McCormick,	Wood,
Cross,	Hayes,		

30

House bill No. 502 (File No. 399), entitled

A bill giving a right of action to employés if injured, and to their next of kin if killed in any manufacturing establishment, and giving a lien to such employés and next of kin, on the land on which such establishment is situated, and on all buildings, personal property, and fire insurance thereon, in all cases where such employés are injured or killed by reason of insufficient fire escapes in such establishments; such lien to take precedence of any prior mortgage, levy, lien, assignment, deed of trust, or other incumbrance whatsoever,

Was read a third time and pending the taking of the vote on the passage thereof,

Mr. Carlton moved to amend the bill by striking out all of section 4;

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Diekema,	Mr. Lincoln,	Mr. Richardson,
Barry,	Divine,	Long,	Rumsey,
Bates,	Dunbar,	Malcolm,	Sellers,
Bentley,	Egan,	Mason,	Shorts,
Blacker,	Eldred,	McClelland,	Stark,
Brant,	Engleman,	McOormick,	Town,
Carlton,	Gleason,	McKie,	Ulrich,
Case, J. A.,	Hammond,	McNabb,	Walthew,
Case, O. N.,	Hampton,	O'Keefe,	Wellman,
Coleman,	Hankerd,	Oviatt,	Williams,
Conrad,	Howell,	Parkhurst,	Wilson,
Cossitt,	Jones,	Potter,	Woodruff,
Dakin,	Kelly,	Powers,	Speaker,

52

## NAYS.

Mr. Adams,	Mr. Davis,	Mr. Johnson,	Mr. Waltz,
Beecher,	Gardner,	Kirkpatrick,	Watson,
Beekman,	Gibbs,	North,	Webber,
Brandon,	Hayes,	Snyder,	Wood,
Cannon,	Holman,	Sutton,	

19

Title agreed to.

Mr. Conrad moved to reconsider the vote by which the House refused to pass

House bill No. 485 (File No. 411), entitled

A bill to amend sections 1, 2, 3, 4, 5, and 10 of act No. 144 of session laws of 1883, entitled "An act to provide for the compulsory education of children in certain cases;"

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Conrad,

The bill was laid on the table.

By unanimous consent the committee on public health reported as follows:

The committee on public health, to whom was referred

Senate bill No. 38 (File No. 220), entitled

A bill to prevent the spreading of glanders and farcy;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

H. H. BARDWELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Bardwell,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor the following:

House bill No. 304 (File No. 126), entitled

A bill to provide for an attorney fee in the foreclosure of real estate mortgages by advertisement;

Also,

House bill No. 588 (File No. 346), entitled

A bill to re-incorporate the village of Birmingham, in the county of Oakland;

Also,

House bill No. 17 (File No. 134), entitled

A bill to amend sections 8 of an act entitled "An act to establish a board of police and fire commissioners in the city of Grand Rapids, and to prescribe their powers and duties," approved May 24, 1881;

Also,

House bill No. 584 (File No. 298), entitled

A bill to amend section 1, act 369, of session laws of 1875, entitled "An act to organize the union school district of the village of South Lyon," relative to the boundaries thereof.

JOHN W. BENTLEY, *Acting Chairman.*

Report accepted.

#### GENERAL ORDER.

On motion of Mr. Bates,

The House went into committee of the whole on the general order.

Whereupon the Speaker called Mr. Wilson to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration

Senate bill No. 227 (File No. 236), entitled

A bill making an appropriation for the State Industrial Home for Girls for the years 1885 and 1886;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

W. B. WILSON, *Chairman.*

Report accepted and committee discharged.

The bill was placed on the order of third reading.

On motion of Mr. Sellers,

The House adjourned.



*Lansing, Wednesday, June 3, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Valentine.

Roll called : quorum present.

Absent without leave: Messrs. Brandon, A. T. Case, Collins, Dakin, Long, Snyder, Swift, Walthew, and Wright.

On motion of Mr. Ford,

Leave of absence was granted to Mr. Walthew indefinitely on account of sickness.

On motion of Mr. Coomer,

Leave of absence was granted to Mr. Barry for the day.

On motion of Mr. Beekman,

Leave of absence was granted to Mr. A. T. Case for the day.

On motion of Mr. Eldred,

Leave of absence was granted to Mr. Snyder for the day.

On motion of Mr. Coomer,

Leave of absence was granted to Mr. Dakin for the day.

On motion of Mr. Sellers,

Leave of absence was granted to Mr. Wright for the forenoon.

On motion of Mr. Wellman,

Leave of absence was granted to Mr. Swift for the day.

On motion of Mr. Brant,

Leave of absence was granted to Mr. Long until Friday.

On motion of Mr. Brant,

Leave of absence was granted to Mr. Collins for the day.

#### PRESENTATION OF PETITIONS.

No. 978 : By Mr. Voorhees : Petition of A. Teachout, James Recordson, and 44 other citizens of Clinton county, asking for the passage of Senate bill, file 226, being Senator Shoemaker's freight bill ;

Referred to committee on railroads.

No. 979. By Mr. Ford : Petition of A. T. McReynolds relative to the position of Michigan men who served in the military organizations of other States during the war of the rebellion.

On demand of Mr. Ford,

The petition was read at length, and spread at large on the Journal, as follows :

*To the Hon. the Senate and House of Representatives of the State of Michigan :*

The undersigned respectfully submits that he was appointed by the late lamented President Lincoln as colonel of the 1st New York (Lincoln) Cavalry, the first cavalry regiment organized for the war of the rebellion ; that said regiment served as such until the termination of the war ; that one entire company, rank and file, was organized in the city of Grand Rapids, Michigan, all of whom were citizens of said State ; that the undersigned, who was and still is a citizen of Michigan, applied to the Secretary of War for permission to have said company incorporated in said regiment, that was then being recruited in

the city of New York; that in obedience to said request an order was issued directing the muster in of said company as company "K" of said regiment, which was accordingly done; that said company served as such from the organization of said regiment until the close of the war, when the regiment was disbanded.

The undersigned therefore prays your honorable body that the act recently passed extending to Michigan soldiers who served in the 1st New York Artillery "the rights of Michigan volunteers" be so amended as to apply equally to the company in question, as well as to any Michigan soldiers who served in said cavalry regiment.

And as in duty bound, etc., etc.

ANDREW T. McREYNOLDS,

*Late Colonel 1st New York (Lincoln) Cavalry.*

Grand Rapids, Mich., May 28, 1885.

Referred to the committee on military affairs.

No. 980. By Mr. Oviatt: Petition of W. M. Gow, J. H. Pott, Geo. A. Deitz, and 160 other citizens of Cadillac, Wexford Co., praying for the passage of the Shoemaker freight bill;

Referred to committee on railroads.

No. 981. By Mr. Post: Petition of Edward Kiley and 36 others, favoring the passage of the Shoemaker freight bill;

Referred to committee on railroads.

#### REPORTS OF STANDING COMMITTEES.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 574 (File No. 284), entitled

A bill to amend an act to incorporate the city of Owosso, approved February 15, 1859, and acts amendatory thereof, and to repeal sections 29, 196, and 197 of said act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

M. J. ULRICH, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cossitt,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Cossitt,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Potter moved to amend the bill by striking out in line 9, section 7, the word "ward," and inserting the words "judicial district" in lieu thereof; also, by inserting in line 13, section 7, after the word "electing," the word "supervisor;" also, by striking out in line 14, section 7, the word "and" where it appears before the word "constable;"

Mr. Cossitt moved as a substitute for the pending amendment that section 7 be amended by striking out the provision for a "supervisor at large;"

Which was not agreed to.

The motion to amend the bill then prevailed.

Mr. Potter moved to further amend the bill by striking out all of line 1, and the word "elections" in line 2, of section 13, and inserting the following in lieu thereof:

The supervisor of the first judicial district, and alderman of the first ward, shall constitute the board of inspectors of election for the first ward. The supervisor of the second judicial district, and alderman of the second ward shall constitute the board of inspectors of election for the second ward. The justice of the peace of the second judicial district, and the alderman of the third ward shall constitute the board of inspectors of election of the third ward. The justice of the peace of the first judicial district, and the alderman of the fourth ward shall constitute the board of inspectors of election for the fourth ward ;"

Which motion did not prevail.

Mr. Cossitt moved to reconsider the vote by which the House agreed to the amendments to section 7 ;

Which motion did not prevail.

Mr. Potter moved to farther amend the bill as follows:

1. By striking out in line 3, section 21, the words "and supervisor ;"
2. By striking out in line 6, section 21, and words "or supervisor ;"
3. By striking out in line 1, section 92, the word "ward" where it occurs after the word "each," and inserting the words "judicial district ;"
5. By striking out in line 1, section 94, the word "ward" and inserting the words "judicial district" in lieu thereof ;
6. By striking out in line 8, section 94, the word "ward" and inserting the words "judicial district to which he is elected," in lieu thereof ;
7. By striking out in line 11, section 94, the word "ward" and inserting the words "judicial district" in lieu thereof ;
8. By striking out in line 1, section 158, the word "ward" and inserting the words "judicial district" in lieu thereof ;

All of which amendments were agreed to.

The question being on the passage of the bill,

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Crozer,	Mr. Howell,	Mr. Powers,
Baker,	Davis,	Johnson,	Richardson,
Bardwell,	Diekema,	Jones,	Sellers,
Bates,	Divine,	Kelly,	Stark,
Beecher,	Dunbar,	Kirkpatrick,	Sutton,
Beekman,	Eldred,	Lincoln,	Town,
Blacker,	Engleman,	Makelim,	Ulrich,
Boynton,	Estee,	Malcolm,	Voorhees,
Brant,	Gardner,	Manwaring,	Waltz,
Brown,	Gibbs,	Mason,	Watson,
Campbell,	Gleason,	McClelland,	Webber,
Cannon,	Hammond,	McCormick,	Weiss,
Carlton,	Hampton,	McKie,	Wellman,
Case, J. A.	Hankerd,	Northwood,	Wiggins,
Case, O. N.,	Harper,	Oviatt,	Williams,

Mr. Conrad, Cossitt, Cross,	Mr. Hayes, Holman, Houk,	Mr. Parkhurst, Post, Potter,	Mr. Wilson, Wood, Speaker,	72
NAYS.				0

Title agreed to.

On motion of Mr. Cossitt,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
Lansing, June 2, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[House bill No. 588, File No. 346, being]

An act to re-incorporate the village of Birmingham, in the county of Oakland;

Also,

[House bill No. 304, File No. 126, being]

An act to provide for an attorney fee in the foreclosure of real estate mortgages by advertisement:

Also,

[House bill No. 584, File No. 295, being]

An act to amend section 1, act 369, of session laws of 1875, entitled "An act to organize the union school district of the village of South Lyon," relative to the boundaries thereof.

RUSSELL A. ALGER.  
Governor.

The message was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, June 3, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 383, entitled

A bill to define and consolidate school districts Nos. 1 and 4 in the township of Rich, Lapeer county;

In the passage of which, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 2, 1885. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed to return to the House the following bill :

House bill No. 475 (File No. 291), entitled

A bill making an appropriation for frescoing and decorating the walls and corridors of the State capitol;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

On motion of Mr. Hammond,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,  
Lansing, June 2, 1885. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed to return to the House the following bills :

1. House bill No. 512 (File No. 333), entitled

A bill to amend section 4565 of the compiled laws of 1871, being section 6045 of Howell's Statutes, relative to the sale of real estate of deceased persons by administrators and executors ;

2. House bill No. 511 (File No. 259), entitled

A bill to amend section 1 of an act entitled "An act to provide wives with property and maintenance from their husbands' estate, when neglected or deserted by them," approved April 24, 1873, being consecutive section 6291, of the general statutes of the State of Michigan in force, compiled and annotated by Andrew Howell ;

3. House bill No. 636 (File No. 307), entitled,

A bill to amend section 7545, of Howell's Annotated Statutes, being compiler's section 5968, of the compiled laws of 1871, relative to the competency of witnesses and examination of parties in certain cases, as amended by act No. 245, of the session laws of 1881 ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The three named bills were referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,  
Lansing, June 2, 1885. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed to return to the House the following bills :

1. House bill No. 328 (File No. 211) entitled

A bill to authorize the use of condemned State arms by the organizations known as the "Sons of Veterans;"

2. House bill No. 697 (File No. 172) entitled

A bill to legalize a certain mortgage issued by the Midland County Agricultural Society.

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The two named bills were referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 2, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No 312 (file No. 205), entitled

A bill to amend section 102 of chapter 188 of the compiled laws of 1871, being compiler's section 5969, relative to the competency of witnesses, and examinations of parties in certain cases.

2. Senate bill No. 58 (file No. 206), entitled

A bill to provide for the punishment of murderous assaults with dangerous or deadly weapons;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 2, 1885. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 273 (File No. 230), entitled

A bill to incorporate the public schools of Oscoda;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on education.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 2, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 299 (File No. 184), entitled

A bill to amend sections 1, 2, 3, 7, 9, and 12 of act No. 344, of the session laws of 1871, entitled "An act relative to the free schools in the city of Grand Rapids," approved March 15, 1871, as amended by act approved April 24, 1875, as amended by act approved May 9, 1877, as amended by act approved May 3, 1879, and as further amended by act approved March 16, 1881, and to add a new section to the act to stand as section 23,

And to inform the House that the Senate has amended the same as follows:

1. By striking out of line 5 of the enacting section, after the word "amended," the words "so as," and inserting in lieu thereof the words "and that two new sections be added to the bill, to stand as sections 23 and 24, the whole;"

2. By striking out manuscript section, designated as section 2;

3. By adding a new section to stand as section 24, and to read as follows:

"Section 24. All acts and parts of acts in anywise contravening the provisions of this act are hereby repealed;"

And to inform the House that the Senate has amended the title to the bill so as to read as follows:

A bill to amend sections 1, 2, 3, 7, 9 and 12 of act No. 344 of the session laws of 1871, entitled "An act relative to the free schools in the city of Grand Rapids," approved March 15, 1871, as amended by act approved April 24, 1875, as amended by act approved May 9, 1877, as amended by act approved May 3, 1879, and as further amended by act approved March 16, 1881, and to add two new sections to said act to stand as sections 23 and 24;

In the passage of which as thus amended, and with the title so amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

Laid over one day under the rules.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 2, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following joint resolution;  
House joint resolution No. 20 (File No. 19), entitled

Joint resolution directing the Commissioner of the State Land Office to cause to be issued a patent to William S. Charles for the west  $\frac{1}{4}$  of the south-west quarter of section 33, town 2 south, range 14 west, the same being State swamp land;

And to inform the House that the Senate has amended the same by inserting in line 2 of the second resolution the word "said;"

In the passage of which, as thus amended, the Senate has concurred by a

majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Mr. Cross moved to suspend the rule requiring amendments made to bills by the Senate to be laid over one day;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Cross,

The House concurred, a majority of all members elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Adams,	Mr. Diekema,	Mr. Jones,	Mr. Richardson,
Baker,	Divine,	Kelly,	Rumsey,
Bardwell,	Dodge,	Kirkpatrick,	Sellers,
Beecher,	Dunbar,	Lincoln,	Stark,
Bentley,	Egan,	Makelim,	Town,
Blacker,	Eldred,	Malcolm,	Ulrich,
Boynton,	Engleman,	Manwaring,	Waltz,
Brown,	Estee,	Markey,	Watson,
Campbell,	Ford,	McOlelend,	Webber,
Cannon,	Gardner,	McKie,	Weiss,
Carlton,	Gibbs,	North,	Wellman,
Case, J. A.,	Gleason,	Northwood,	Wiggins,
Chapman,	Hampton,	O'Keefe,	Williams,
Conrad,	Hankerd,	Oviatt,	Wilson,
Cossitt,	Harper,	Parkhurst,	Wood,
Cross,	Houk,	Post,	Woodruff,
Crozer,	Howell,	Potter,	Speaker,
Davis,	Johnson,	Powers,	

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#### NAYS.

Mr. Bates, Mr. Hammond, 2

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 2, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 395 (File No. 324), entitled

A bill to amend section 12 of chapter 3 of an act entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State," being act No. 243 of the session laws of 1881, approved June 8, 1881, said section 12 being section 1350 of Howell's Annotated Statutes,

And to inform the House that the Senate has amended the same as follows:



1. By striking out of section 12, line 6, the word "township," and insert-  
ing in lieu thereof the word "district;"

2. By inserting in line 12, section 12, after the word "allowed," the clause,  
"to remove snow from the traveled highway;"

In the passage of which as thus amended, the Senate has concurred by a  
majority vote of all the Senators elect, and has ordered the same to take  
immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Laid over one day under the rules.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 2, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bills:

1. House bill No. 397 (File No. 143), entitled

A bill to amend section 12 of act No. 82 of the session laws of 1873, being  
continuous section No. 4258 of Howell's Annotated Statutes of Michigan, entitled  
"An act to provide for the incorporation of mutual fire insurance companies,  
and defining their powers and duties, and to repeal chapter 97 of the com-  
piled laws of 1871, and also act No. 94 of the session laws of 1871," approved  
April 12, 1871;

2. House bill No. 498 (File No. 306), entitled

A bill to amend chapter 146 of the compiled laws of 1871, being an act for  
the collection of tolls and for the care, charge and operating of St. Mary's  
Falls ship canal, as amended by act No. 177 of the session laws of 1865, by  
act No. 118 of the session laws of 1877, and by act No. 59 of the session laws  
of 1879, being chapter 211 of Howell's Annotated Statutes, by adding one new  
section thereto, to be known as section 11, authorizing any member of the  
board of control of said canal to administer oaths to witnesses brought before  
such board;

3. House bill No. 448 (File No. 296), entitled

A bill to amend compiler's section 6131 of the compiled laws of 1871, rela-  
tive to judgments and executions, being section 7716 of Howell's Annotated  
Statutes of 1882;

4. House bill No. 148 (File No. 152), entitled

A bill to provide for the incorporation of societies to promote the interests of  
trade and labor,

In the passage of which the Senate has concurred by a majority vote of all  
the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The four named bills were referred to the committee on engrossment and  
enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing June 2, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 474 (File No. 369), entitled

A bill to validate and make binding certain contracts, covenants, and agreements made with fire insurance companies organized under the laws of this State, prescribing, limiting, and restricting the liability of persons insured therein, and the members thereof for the losses and expenses of such companies;

In the passage of which the Senate has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 2, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 345 (File No. 140), entitled

A bill to amend section 5 of act No. 79 of the session laws of 1873, entitled "An act to provide for the appointment of a Commissioner of Railroads, and to define his powers, duties, and fix his compensation," and the acts amendatory thereof;

2. Senate bill No. 22 (File No. 191), entitled

A bill to amend sections 1442, 1443, 1445, and 1446 of Howell's Annotated Statutes, being sections 1, 2, 4, and 5 of act No. 244 of the session laws of 1879, entitled "An act for the collection of damages sustained by reason of defective public highways, streets, bridges, cross-walks, and culverts, so as to make said act cover damages sustained by reason of defective sidewalks;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on railroads.

The second named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

#### THIRD READING OF BILLS.

Senate bill No. 227 (File No. 236), entitled

A bill making an appropriation for the State Industrial Home for Girls for the years 1885 and 1886,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Wiggins moved to amend the bill by adding at the end of section 1, the words "and the further sum of \$16,000 for a new cottage;"

Which was not agreed to.

Mr. Watson moved to further amend the bill by striking out in line 9, section 1, the words "thirty-two thousand three hundred dollars and forty-four

cents," and inserting in lieu thereof the words "forty thousand three hundred and four dollars;"

Also, by striking out in line 32, section 1, the words "thirty-two thousand three hundred and fifteen dollars," and inserting the words "forty thousand three and fifty-four dollars;"

On agreeing to which,

Mr. Watson demanded the yeas and nays.

The demand not seconded.

The motion to amend did not then prevail.

The question being on the passage of the bill,

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. Holman,	Mr. Oviatt,
Baker,	Cross,	Houk,	Parkhurst,
Bardwell,	Crozer,	Howell,	Richardson,
Bates,	Davis,	Johnson,	Rumsey,
Beecher,	Diekema,	Jones,	Shorts,
Beekman,	Divine,	Kelly,	Stark,
Bentley,	Dodge,	Kirkpatrick,	Town,
Blacker,	Dunbar,	Lincoln,	Ulrich,
Boynnton,	Eldred,	Makelim,	Voorhees,
Brandon,	Ford,	Malcolm,	Webber,
Campbell,	Gardner,	Manwaring,	Wellman,
Cannon,	Gibbs,	Mason,	Wiggins,
Carlton,	Gleason,	McClelland,	Williams,
Case, J. A.,	Hammond,	McCormick,	Wilson,
Case, O. N.,	Hampton,	McKie,	Wood,
Chapman,	Hankerd,	North,	Woodruff,
Conrad,	Harper,	O'Keefe,	Wright,
Coomer,			

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#### NAYS.

Mr. Watson, Mr. Speaker *pro tem.*,

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Title agreed to.

On motion of Mr. Watson,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Ulrich arose to a question of privilege, in that he was incorrectly recorded in the Journal of yesterday as voting in the negative on

House bill No. 10 (File No. 337), entitled

A bill to revise and consolidate the laws relative to the State Prison and to the House of Correction and Reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent therewith;

Whereas, in fact, he voted in the affirmative and desired to be so recorded.

The Speaker announced that the proper correction would be made in the Journal of to-day.

Mr. Richardson arose to a question of privilege, in that the Journal of yesterday incorrectly states the action had by the House on

Senate bill No. 175 (File No. 243), entitled

A bill to provide for the assessment of property and the levy and collection of taxes thereon.

The Journal of the forenoon session correctly shows that Mr. Richardson offered as a substitute for an amendment proposed to the bill by Mr. McKie, the following, to stand as subdivision third of section 13 of the bill: "*Third, All bona fide indebtedness owing by such person, giving an itemized statement in detail and to whom owing, and the residence of such creditors: Provided, He desires to have the same deducted from his assessed valuation to the amount of three hundred dollars;*"

Which was agreed to by the House by a yea and nay vote.

The proceedings of the afternoon show that the pending question was on amending the bill by inserting the amendment proposed by Mr. McKie, which is an error, the House having already substituted the words proposed by Mr. Richardson therefor, and upon which subsequent action was had by the House.

The Speaker announced that the correction would be duly made in the Journal of to-day.

#### MOTIONS AND RESOLUTIONS.

Mr. Coomer moved to take from the table

House bill No. 540, entitled

A bill to vacate a part of the township of Springwells in the county of Wayne, and annex the same to the city of Detroit in said county;

Which motion prevailed.

On motion of Mr. Coomer,

The bill was referred to the committee on municipal corporations.

#### GENERAL ORDER.

On motion of Mr. Ford,

The House went into committee of the whole on the general order,

Whereupon the Speaker called Mr. Bates to the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

1. Senate bill No. 274 (File No. 107), entitled

A bill to incorporate the village of Tawas City in the township of Tawas, Iosco county and State of Michigan;

2. House joint resolution No. 10 (File No. 25), entitled,

Joint resolution asking our Senators in Congress to vote for and use their influence to secure the passage of the "Reagan inter-state commerce bill," as it recently passed the House of Representatives of the United States;

3. House bill No. 667 (File No. 403), entitled

A bill to amend section 4 of chapter 11, relative to the general duties of commissioners and overseers, of title 9 relative to highways, bridges, private roads, and ferries, being compiler's section 1415 of Howell's Annotated Statutes;

4. House bill No. 701 (File No. 352), entitled

A bill to amend section 14, chapter 2, of act No. 213 of the session laws of 1881, relative to assessments for highway purposes, being sections 1338 of Howell's Annotated Statutes of 1882;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following:

5. House bill No. 621 (File No. 379), entitled

A bill to prescribe the duties of the Attorney General in certain cases;

6. House bill No. 622 (File No. 325), entitled

A bill to require circuit judges and supreme court judges to report to the Governor prior to the meeting of each Legislature, suggesting such needed changes in the laws of this State as shall have come to their notice;

7. Senate bill No. 296 (File No. 103), entitled

A bill making an appropriation of State swamp lands to aid the county of Jackson in straightening and opening a channel or outlet for Portage Lake, and to authorize a tax to complete the same, and to repeal act No. 132 of the session laws of 1881, entitled "An act to authorize and empower the board of control of State swamp lands to make an appropriation of swamp lands to drain certain overflowed lands in Jackson county," approved May 10, 1881;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following:

8. House bill No. 218 (File No. 350), entitled

A bill to amend section number 11 of act number 9 of the session laws of 1882, relative to the assessment of property, and the levy and collection of taxes thereon;

And have directed their chairman to report the same back to the House with the recommendation that its further consideration be indefinitely postponed.

E. N. BATES, *Chairman.*

Report accepted and committee discharged.

The first, second, third, and fourth named bills were placed on the order of third reading.

On motion of Mr. McCormick,

The House concurred in the amendments made by the committee to the fifth and sixth named bills, and they were placed on the order of third reading.

On motion of Mr. Oviatt.

The House concurred in the amendments made by the committee to the seventh named bill and it was placed on the order of third reading.

On motion of Mr. Bates,

The House concurred in the recommendation of the committee relative to the eighth named bill, and its further consideration was indefinitely postponed.

By unanimous consent the committee on judiciary reported as follows:

The committee on judiciary, to whom was referred

Senate bill No. 130 (File No. 163), entitled

A bill to confirm the sale of certain swamp lands to Martha M. Ingalls, and patent No. 25810 issued to her upon such sale,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment,

and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

Mr. Bates moved that the bill be laid on the table;

Which motion did not prevail.

On motion of Mr. Diekema,

The bill was referred to the committee of the whole, and placed on the general order.

By unanimous consent the committee on ways and means reported as follows:

The committee on ways and means, to whom was referred

Senate bill No. 114 (File No. 158), entitled

A bill requiring all State institutions to submit their estimates of current expenses to the State Board of Correction and Charities,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Bates,

The bill was laid on the table.

Mr. Campbell moved to take from the table

Concurrent resolution endorsing the McAdoo soldier bounty bill in Congress;

Which motion prevailed.

Mr. Parkhurst moved that the resolution be made the special order for 9:30 A. M. to-morrow;

Which motion did not prevail.

Mr. Parkhurst moved that the resolution be made the special order for 2 P. M. this afternoon.

Mr. Markey moved as a substitute for the motion that the resolution be referred to the committee of the whole and placed at the head of the general order;

Which was accepted.

The motion as amended by the substitute than prevailed.

On motion of Mr. Bates,

The House took a recess until 2 o'clock P. M.

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AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

Mr. Crozer moved to take from the table

Senate bill No. 139 (File No. 175), entitled

A bill to establish a State House of Correction and a branch of the State Prison in the Upper Peninsula, and to provide for the location and erection thereof, and making an appropriation therefor;

Which motion prevailed.

On motion of Mr. Crozer,

The bill was referred to the committee of the whole and placed on the general order.

Mr. Rumsey moved to take from the table

Senate bill No. 114 (File No. 158) entitled

A bill requiring all State institutions to submit their estimates of current expenses to the State Board of Corrections and Charities;

Which motion prevailed.

On motion of Mr. Rumsey,

The bill was referred to the committee of the whole and placed on the general order.

#### GENERAL ORDER.

On motion of Mr. Rumsey,

The House went into committee of the whole on the general order.

Whereupon the Speaker called Mr. Diekema to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

Concurrent resolution asking the passage by Congress of the McAdoo bill for the payment of soldiers' bounties;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

The committee of the whole have also had under consideration the following:

1. Senate bill No. 139 (File No. 175), entitled

A bill to establish a State House of Correction and a branch of the State Prison in the Upper Peninsula, and to provide for the location and erection thereof, and making an appropriation therefor;

2. House bill No. 241 (File No. 409), entitled

A bill to amend sections 40, 44, and 48 of an act entitled "An act to provide for holding general and special elections," approved June 27, 1851, being sections 71, 75, and 79 of the compiled laws of 1871;

3. House bill No. 700 (File No. 410), entitled

A bill to amend section three of act No. 259 of the Session Laws of 1881, approved June 10, 1881, being section 2272 of Howell's General Statutes, compilation of 1882, relative to the sale of intoxicating liquors;

4. Senate joint resolution No. 24 (File No. 15), entitled

A joint resolution directing the Board of State Auditors to settle a claim of Muskegon county against the State of Michigan for shortage in the amount credited by the Auditor General to said county under section 10, act 197, of the public acts of the session of 1883;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following:

5. House bill No. 608 (File No. 422), entitled

A bill making an appropriation of State swamp lands to aid the county of Ingham to drain and reclaim certain swamp and overflowed lands by opening and deepening the outlet of Hewes and Ewers lakes, and to authorize a tax to complete the same and to repeal act No. 85 of the session laws of 1881, entitled "An act to authorize the board of control of State swamp lands to make an appropriation of swamp land to drain and reclaim certain swamp and overflowed lands in Ingham and Bunkerhill townships, Ingham county, by opening and deepening the natural outlet of Hewes and Ewers lakes," approved April 12, 1881;

6. Senate bill No. 153 (File No. 129), entitled

A bill to provide for the punishment of public officers, their servants and agents, who knowingly and unlawfully appropriate to their own use, or to the use of others, the money or property committed to their care;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

G. J. DIEKEMA, *Chairman*.

Report accepted and committee discharged.

The first, second, third, and fourth named bills were placed on the order of third reading.

On motion of Mr. Voorhees,

The House concurred in the amendments made by the committee to the fifth named bill, and it was placed on the order of third reading.

On motion of Mr. Ford,

The House concurred in the amendments made by the committee to the sixth named bill, and it was placed on the order of third reading.

Mr. Davis moved that the House concur in the action of the committee in striking out all after the enacting clause of the concurrent resolution.

Mr. Holman demanded for the yeas and nays.

The demand was seconded, and the action of the committee was not concurred in by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Chapman,	Mr. Gardner,	Mr. Sutton,
Bates,	Cross,	Gleason,	Town,
Blacker,	Diekema,	Hampton,	Voorhees,
Campbell,	Dodge,	Harper,	Williams,
Cannon,	Dunbar,	Johnson,	Wood,
Case, O. N.,	Ford,	Manwaring,	
			23

#### NAYS.

Mr. Bardwell,	Mr. Eldred,	Makelim,	Mr. Rumsey,
Beekman,	Estee,	Malcolm,	Sellers,
Brandon,	Gibbs,	Mason,	Ulrich,
Carlton,	Holman,	McClelland,	Waltz,
Coleman,	Houk,	McNabb,	Watson,
Coomer,	Howell,	North,	Webber,
Cossitt,	Jones,	Northwood,	Wellman,
Davis,	Kelly,	O'Keefe,	Wiggins,
Divine,	Kirkpatrick,	Oviatt,	Woodruff,
Egan,	Lincoln,	Parkhurst,	
			39



On motion of Mr. Carlton,  
The concurrent resolution was laid on the table.

On motion of Mr. Markey,  
The rules were suspended, two-thirds of all the members present voting therefor, and

Senate bill No. 274 (File No. 107), entitled

A bill to incorporate the village of Tawas City, in the township of Tawas, Iosco county, and State of Michigan,

Was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Divine,	Mr. Jones,	Mr. Richardson,	
Bardwell,	Dodge,	Kelley,	Rumsey,	
Bates,	Dunbar,	Kirkpatrick,	Sellers,	
Beekman,	Egan,	Lincoln,	Shorts,	
Blacker,	Eldred,	Makelim,	Stark,	
Brandon,	Engleman,	Malcolm,	Sutton,	
Campbell,	Estee,	Manwaring,	Town,	
Cannon,	Ford,	Markey,	Ulrich,	
Carlton,	Gardner,	Mason,	Voorhees,	
Case, J. A.,	Gibbs,	McClelland,	Waltz,	
Case, O. N.,	Gleason,	McKie,	Watson,	
Chapman,	Hammond,	McNabb,	Weiss,	
Coleman,	Harper,	North,	Wellman,	
Coomer,	Holman,	O'Keefe,	Wiggins,	
Cross,	Houk,	Oviatt,	Wood,	
Davis,	Howell,	Parkhurst,	Woodruff,	
Diekema,	Johnson,	Powers,	Speaker,	68

#### NAYS.

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Title agreed to.

On motion of Mr. Markey,

By a vote of two-thirds of all the members elect, the first named bill was ordered to take immediate effect.

By unanimous consent, the joint committee of the House and Senate to investigate the affairs of the office of the Quartermaster General reported as follows:

Your committee to whom was referred the investigation of the State military department under the following resolution of March 13th:

*Resolved*, That a committee, consisting of 3 members of the House of Representatives, be appointed by the Speaker to make investigation of the expenditure of the State military fund during the last two years, and to report the result of such investigation back to the House at the earliest practicable time;

And your committee having acted jointly with the committee on military affairs of the Senate, authorized to act with the House committee, do hereby respectfully submit their joint report of such investigation:

From the testimony of Quartermaster General George A. Hart, who was the first witness examined by your committee, it was ascertained that on the 22d day of January, 1885, he took charge of the affairs of the office of Quartermas-

ter General, and has since had the custody and control of the records and archives of the office, at which time a complete inventory was taken of all the effects of the office and property properly connected with and controlled by the officers of said office. In the course of his examination the book belonging to the office commonly called the "Account current book" was offered in evidence, which book evidenced the fact that the current accounts since January, 1875, pertaining to the office appeared therein. It also showed that in addition to all moneys appropriated for the use of the military department, \$31,759.45 cents, appeared as credits under the following entry for the month of July, 1884: "July 30, received from Governor Josiah W. Begole, check No. F 33,678, on the treasury of the United States, \$31,759.45."

A careful review of all books, papers, records, letters, and documents in any way connected with said office conclusively demonstrated the fact that this was the only entry made or kept pertaining to the receipt of this money. It further appeared from the testimony of Gen. Hart that on January 23, 1885, on final settlement with the office, General Shakespeare turned over to his successor the sum of \$1,380.44, which sum constituted all moneys received by General Hart from his predecessor.

Aside from the above testimony Gen. Hart was of but little importance to your committee in enabling them to arrive at the alleged irregularities and extravagancies indulged in on the part of his predecessor, but by the aid of files, papers, and records, created during the administration of General Shakespeare, and the glaring abuses of all discretionary power, and the surmounting of all constitutional and statutory rights, on the part of Gen. Shakespeare, as appears from the testimony in the hands of your committee, impels them to affirm the truthfulness embodied in your resolution of "irregularities and extravagancies" in the Quartermaster General's office during the administration of Josiah W. Begole.

For the purpose of better exhibiting the exact status of the financial affairs of this office at the time Gen. Shakespeare surrendered the same, your committee have prepared a table marked exhibit "B," which is included in the appendix to this report, in which will be found a full statement of the amounts appropriated and placed to the disposal of the military department, and the amounts expended and disposed of by the late Quartermaster General.

Exhibit "C" in appendix contains a statement of "extra pay" drawn by Gen. Shakespeare during his administration, together with a statement of his expenses.

We were enabled to ascertain by a long tedious examination of various witnesses, that during the entire administration of Gen. Shakespeare he had indulged in extravagances to an extent that warrants us in asserting that it bordered on the misappropriation of public funds placed in his hands and under his control, by virtue of his office, all of which might and probably would have passed with but little censure had not the large amount of \$31,759.45, as admitted by him, been placed in his hands by Governor Begole to be disposed of as appears from his subsequent action, to the satisfaction of any caprice that might possess him. After receiving this large amount it appears from his testimony, and from the testimony of the State Military Board, that the matter of expending this sum for military cloths, trimmings, and blankets, was very cursorily discussed by the Quartermaster General and Military Board, resulting finally in leaving the disposition thereof exclusively in the hands

and to the judgment of Gen. Shakespeare, which power as will appear, he exercised with a nonchalance equaled only by that indulged in by the Board in granting the power.

That General Shakespeare should have advertised and exercised every other expediency in his power for the purpose of receiving bids and offers from the various houses dealing in military goods, and in expending so large an amount of money is so far beyond question that it deserves no comment on the part of your committee. That he totally ignored a long line of established precedents, created by his predecessors, and made no effort whatsoever to secure prices and terms of other firms, is equally patent to your committee; that he was conversant with these precedents, and the fact that he could secure for the State a better and more profitable bargain by following these precedents is equally conclusive; but that instead thereof, in the smallest space of time, he accepted unconditionally, without question or counsel, the terms and prices appended to the lot of samples mailed him by the firm of M. Israel & Co., of Kalamazoo, and ordered therefrom the shipment of goods is, from the evidence, conclusively established. This fact in itself might remain unworthy of so severe a censure had the bargain and contract been worthy of commendation in any particular, by even the most ordinary business person; but the fact elicited by a close scrutiny confirms us in the belief that the goods purchased were of no particular standard, but had been purchased by the firm in auction lots from different parties and places, and were and are inferior in quality, and in many instances totally unfit for the purpose for which they were designed. We find that these goods came packed in boxes, not in their original packages, that the cloths claimed to be of the same grade and quality, were of various shades, quality, and shape; that the customary yard number, price, and quality marks were most mysteriously wanting; that in no instance, either upon the cloths, blankets, trimmings, or buttons appeared any mark or marks which could lead to the discovery of the manufacturer of the article, in consequence of which your committee were compelled to subpoena one Joseph Speyer, of the firm of M. Israel & Co., to testify his knowledge of the goods, and while asserting that the firm with which he was connected did an annual business of about \$250,000; that a member of the firm was stationed in the city of New York for the sole purpose of making purchases; that he was the manager, and at the head of the institution in this State; that the prices for which the goods in question were sold were fair and reasonable for the time, and that the goods were actually worth the amount for which they had been sold, yet strangely confessed a total ignorance as to the cost to their firm of any of the articles so sold.

Admitting his ability to ascertain this fact, he was dismissed temporarily by your committee on the promise to return when wanted, and accommodate your committee with the price paid by his firm for the goods, which he claimed he he could ascertain by writing to his partner in the city of New York. He was afterwards requested by your committee, on a day certain, to appear and testify, rendered an excuse, and has never given your committee opportunity to learn the price paid by said firm for the goods.

In the absence of this testimony your committee were obliged to and did subpoena certain experts in these goods, from the city of Detroit, who testified, after a careful examination of all goods so purchased, as to their actual value at the time they were purchased; their testimony being of a character that

warrants your committee in giving it full credence, notwithstanding the many instances being diametrically opposed and contradictory to the testimony given by Mr. Speyer. From the testimony so received, your committee are forced to conclude that the price paid by Gen. Shakespeare for said cloths, trimmings, and blankets was \$6,000 or \$7,000 in excess of what the same, or better goods could have been purchased from other parties in this State; and in order that the several members of the Legislature may be better enabled to know upon what premises we predicate such a large discrepancy, we refer them to exhibit "A" in the appendix hereunto annexed, in which is set forth in detail, the prices paid by Mr. Shakespeare, and the prices for which the same could have been purchased from other firms.

That this statement may not be considered lightly we might add that reliable and responsible parties, well known in this State, are ready and willing to execute a bond in the sum of \$50,000, to supply this quantity or any other quantity of similar goods, at these prices, as will be found upon examination of the testimony.

It is not our purpose to cumber this report with recitals of testimony, yet our conclusions would probably be more readily conceived if we cite a few of the most potent factors in the testimony which actuate our conclusions. Among the purchases can be found from the vouchers now on file in the Quartermaster General's department, one item which reads as follows;

"500 prs. blankets, a \$4.28, \$2,140." Referring to Mr. Speyer's testimony, we find the following:

Question: "Did you take the order from Mr. Shakespeare for all of these goods?"

Answer: "I did."

Question: "And his order, so far as these blankets were concerned was for 500 single blankets?"

Answer: "Yes, sir, single blankets."

Question: "Not 500 pairs?"

Answer: "No, sir."

Question: "Did he agree at that time to pay you \$4.28 a piece for each blanket?"

Answer: "Yes, sir."

Question: "Was that a reasonable price for these blankets?"

Answer: "That was the wholesale price."

Question: "I ask if it was reasonable?"

Answer: "Reasonable, of course."

Question: "The blankets in the market of that kind were being sold for that price?"

Answer: "Yes, sir."

Question: "How do the prices of blankets of that character correspond now with the prices last September?"

Answer: "Woolen goods are from 20 to 25 per cent cheaper to-day than they were then."

Referring to General Shakespeare's testimony, we find the following:

Question: "Had you determined upon 500 blankets or 500 pairs?"

Answer: "Five hundred blankets. We sat down and figured out that the funds we had would not purchase all that I asked for, and it was reduced."

This testimony in itself might lead us to believe that the entry as appears from the voucher was erroneous, were it not for three patent facts. First, that the price of \$4.28 would have been a fair price for a pair of like blankets. Second, The resolution passed by the military board authorizing the purchase of these goods denoted unmistakably the purchase of 500 pairs of blankets, which resolution is marked exhibit "F" in the appendix, and third, the report of the Quartermaster General's department, as published, indicates in print the fact that 500 pairs of blankets were purchased.

Referring further to the testimony of General Shakespeare in regard to his efforts to procure samples from other parties we find the following;

Question: "You met Mr. Speyer in Kalamazoo?"

Answer: "Yes, sir."

Question: "And there made arrangements with him for the purchase of cloth for the amount that was received?"

Answer: "Yes sir."

Question: "Was anything said in regard to the price other than what was marked on the goods?"

Answer: "There was a very short conversation. I asked him if these were their best figures, or something like that, and he said they were, and I gave him the contract."

Question: "Did he take your order?"

Answer: "Yes, sir."

Question: "Did you write to any other firms in regard to the price?"

Answer: "Only as we sent for these samples. Personally I did not write a letter."

Question: "I mean through your clerk. Have you any remembrance now as to whom you sent to for these samples?"

Answer: "No, sir. I have not."

Question: "I understood you to say you thought you could ascertain from the letter book?"

Answer: "I have no doubt of it."

Further, on page 125 of his testimony is the following:

Question: "You had samples?"

Answer: "Yes, sir; had a large number of them."

Question: "Where had you received them from?"

Answer: "From different parties throughout the country. I did not write for any of them personally."

Question: "Who wrote for them?"

Answer: "Mr. Sherwood, my clerk."

Question: "Had he been writing previous to the issuing of this order, or the passing of this resolution?"

Answer: "I think he had."

Question: "Did you see any firm or individual in regard to the purchase of these goods yourself?"

Answer: "Yes, sir."

Question: "Who?"

Answer: "Do you mean besides M. Israel & Co.?"

Question: "Yes, sir."

Answer: "No, sir; I did not."

Question: "Had you seen the members of any other firm?"

Answer: "No, sir."

Question: "What other firms did you write to?"

Answer: "I have not the names of them; the letters must be on file here."

Question: "Had you samples with prices attached from other firms besides M. Israel & Co.?"

Answer: "Yes, sir."

Whereupon the letter-book containing all the letters written in the office of the Quartermaster General during the administration of Gen. Shakespeare was offered in evidence, and not a single letter, aside from the letters of M. Israel & Co., appeared therein, relative to the samples of military cloths, or the purchase thereof, in any form or shape. On pages 132 and 133 of Gen. Shakespeare's testimony he further reiterates that he did not personally write for any samples, nor designate to his clerk any particular person to write to. He had no personal knowledge as to whether any samples were received from any other establishments save that of M. Israel & Co. That Gen. Shakespeare exercised surprising indifference as to the cost of these goods, no better example can be had than the testimony of Mr. Speyer, on page 94, which is in substance as follows:

"The samples came in a package or letter by mail, with the prices attached.

Question: "Did General Shakespeare question the price at all?"

Answer: "No. We sent the goods here and they selected from these."

Question: "You afterwards saw him individually and took his order?"

Answer: "Yes, sir."

Question: "And he accepted the price just as they were marked?"

Answer: "Just exactly."

Question: "Didn't he try to get you to let him have them cheaper?"

Answer: "No, sir, he did not."

On page 96 Mr. Speyer further says:

Question: "Could you have afforded to have sold these goods for less than you did, and make a profit on them?"

Answer: "Perhaps we could; I don't know anything about that."

Question: "You made a profit?"

Answer: "Yes, sir."

Question: "You don't know how much that profit was?"

Answer: "No, sir."

Question: "On general principles, you know you would not sell anything without a profit?"

Answer: "It would be very foolish of us to do so."

Question: "If you could not have got the prices for these goods you did get you would have taken less?"

Answer: "I would not. I would have to write to Mr. Rosenbaum, and our profits might have been perhaps so small it would not have paid. I would have inquired of course. I would not let it go by of course."

On pages 161 and 162, Gen. Shakespeare's testimony, when taken in connection with the testimony of Edwin A. Tilley, freight cashier and book-keeper of the Detroit, Lansing & Northern and Michigan Central Railway Companies, found on pages 189 and 190, conclusively demonstrates another peculiar feature of the purchase of these goods, viz.: that the bills were presented to

and audited by the Military Board and paid for by the Quartermaster General before a large portion of the goods had been received at Lansing and delivered to the Quartermaster General.

Your committee would willingly have concluded their work under your resolution at this point had they not, in looking over the records of Gen. Shakespeare's administration, been confronted with other glaring irregularities and extravagances, among which might be classed what that officer was pleased to record as money drawn by him for "extra services."

The statutes are clear and explicit as to the duties of Quartermaster-General of this State. Howell's Annotated Statutes, section 891, reads as follows: "He shall have charge of all public magazines, store-houses, arsenals, munitions of war, and other military property of the State, and account for the same on the first day of December of each year to the Commander-in-Chief." Section — reads as follows: "When orders are issued for a camp of instruction the Quartermaster General shall establish it according to the regulations, at the point designated in the orders of the Commander-in-Chief, and will furnish a sufficient number of suitable tents, and supply necessary camp equipage and camp utensils."

The Quartermaster General of this State, as your committee understand the law, is entitled to draw for his services the sum of \$1,000 per year. When he accepted the office, he subscribed the constitutional oath, and gave bonds to faithfully perform the duties of his office. He undertook this obligation knowing that the compensation for his services was fixed. We find nothing that authorized this State officer to devote less than his whole time and attention to the duties of his office. We find nothing that authorized him to forego any duties of his office for the purpose of personal pecuniary advancement. And we find nothing that will warrant us in saying that General Shakespeare was entitled to receive any of said pay for "extra services." What his predecessors may have done and received creates a precedent only to be followed so far as his predecessor's actions conformed to the laws of the land; and they are equally censurable to the extent that they may have violated what we believe to be the true and literal spirit and intent of the statutes. We find that a large portion of the amount so received by him and paid to himself for "extra service" performed by himself, was for work connected with the State encampments, termed by the statutes "camps of instruction." While we are not disposed in any degree to hamper or obstruct the annual State encampments, yet we believe they should be conducted in such a manner as not to leave them open to the severe criticisms which they have of late been subjected to, and this being almost wholly confined to those holding the higher military positions. While General Shakespeare, in our judgment, had no right to receive other than his expenses and prescribed salary during the State encampments, the Governor being the commander-in-chief, had no right to receive, at the hands of the State, the use of carriages with which to convey himself and chosen friends in and about the encampments.

We find that large and exorbitant bills have been allowed and audited by the military board to pay for these conveniences, while the officers and privates who bore the heat and burden of the day were allowed the small pittance prescribed by the statutes of the State.

As these bills in themselves illustrate better the extravagant spirit that seemed

to pervade the office, we have in our appendix marked as Exhibit "D" copies of the vouchers as taken from the office of this department, together with vouchers for like expenditures for the encampment of 1882, a comparison of which affords an admirable index of the two administrations.

We also append hereto a statement marked exhibit "E," showing expenditures for encampment in 1882, under Gen. Church's administration, as compared with those of Gen. Shakespeare for the year 1884.

Contracts for the supply of ice for the State encampment, on the part of Quartermaster General Shakespeare, have been a fruitful subject of inquiry for your committee, and they are disposed to believe that Gen. Shakespeare repeated his censurable bargaining by failing to secure the same at the lowest possible price.

The expenditures for ice in 1882 and 1883 was necessarily large, as the Quartermasters were compelled to purchase, and the supply at Brighton being limited, purchases were made in Detroit and Lansing which, with the transportation and waste very materially increased the cost. In the spring of 1884 an ice house was erected by the late Quartermaster General Shakespeare and 180 tons of ice secured at a total cost for the ice of \$413.27. In February, 1885, the same quantity of ice was put up and well secured at a total cost of \$80, being a saving of \$333.27.

Adjutant General Robertson was not unfrequently referred to by the Quartermaster General as authority for many of his acts. For 23 years he has served the State of Michigan as Adjutant General, during which time he has received for "extra" compensation \$140. Not having been called upon to investigate the official conduct of General Robertson or other State officers aside from the one named in the resolution, we are not disposed to pass upon the justness or unjustness of his "extra" compensation. In no particular was the Quartermaster General justified in following the advice of his brother State officers when that advice was not sustained by the statutes.

Therefore, your committee would most respectfully submit that the result of their investigation has conclusively demonstrated the fact that "grave irregularities and extravagances" existed in the Quartermaster General's office during the administration of Josiah W. Begole, in that the Quartermaster General received from the hands of Josiah W. Begole, as Governor, a large sum of money, viz.: \$1,759.45 that did not belong to the department, but was the legitimate property of the State; that General Shakespeare, as such Quartermaster General, on the strength of the receipt of such money, purchased from M. Israel & Co., of Kalamazoo, a large quantity of cloths, trimmings, and blankets of an inferior quality for the price paid, under a questionable contract, and paid for the same on the receipt of bills before the goods were received, and paying little or no attention to the goods or their usefulness after having paid for the same. Also in presenting his claims for and receiving "extra pay" for services, in the sum of about \$1,000.00; in paying an exorbitant price for the purpose of procuring hacks and other conveyances for dignitaries of the State to grace the State encampments with their presence; in executing loose and indifferent contracts for the purchase of ice and the erection of ice houses; all of which your committee believe to be thoroughly impregnated with gross and irregular official conduct and unpardonable extravagance.

In view of the abuses exercised in the purchase of military cloths and supplies



on the part of the late incumbent of the office of Quartermaster General, your committee can not too earnestly recommend and urge the passage of

House bill No. 198 (File No. 419) being

A BILL to amend sections 7, 25, and 34 of an act entitled "An act for the reorganization of the military forces of the State of Michigan," approved January 18, 1862, being sections 874, 892, and 901 of Howell's Annotated Statutes;

Which amendments provide:

"That no contract shall be let or entered into on behalf of the State exceeding the expenditure of three hundred dollars for military purposes authorized by this act until a notice calling for bids for such contracts shall have been published at least ten days in one or more newspapers to be designated by the State Military Board, except that in cases of emergency requiring immediate action the Commander-in-chief may, by a special order in writing, direct the Quartermaster General to make contracts without such advertisement;"

Another provision contained in said bill providing that

"The State troops shall be composed of not exceeding thirty-six companies of infantry, beyond which in time of peace, there shall be no increase;"

Should be favorably considered by the Legislature in order to give consistency to

Senate bill No. 368 (File No. 240), entitled

A bill authorizing the enlisting, organization, equipping, and mustering into the State service, of military companies at Menominee, Muskegon, Detroit, Jackson, and Grand Rapids, in the State of Michigan, to be attached to the regiments of State troops,

The passage of which bill your committee most heartily recommend.

By conferring with the present State Military Board we are advised that they are indisposed to make any use of the large quantity of military cloths and trimmings purchased from M. Israel & Co. unless they receive special sanction from the Legislature, they contending a want of legal right on their part enabling them to act otherwise.

In consequence of which we would suggest that a concurrent resolution be passed authorizing them to appropriate for that purpose out of the military fund a sum sufficient to enable them on the best possible terms to cause all cloths, and trimmings, and supplies now on hand to be manufactured into such uniforms as in their judgment is most expedient.

Owing to the reduced condition of the military fund, and the apparent necessity for many new uniforms to be provided for various companies throughout the State, we would recommend that no encampment be held during the present year.

HENRY WOODRUFF,  
*Chairman Senate Committee.*  
CHAS. R. HENRY,  
MILO D. CAMPBELL,  
*Chairman House Committee.*  
A. R. CHAPMAN,

Senator Shoemaker and Representative Wright dissenting.

## EXHIBIT A.

Date of Purchase as per Vouchers.	Material Purchased from M. Israel & Co. by General Shakespear.	Price Paid by him per yard, etc.	Amounting to.	Prices per yd., etc. That same material could have been purchased for at same time from other arms.	Amounting to.
Sept. 24, 1884	123½ yds blue cloth.....	\$1 87½	\$250 79	\$1 70	\$227 87
	500 blankets (2375 pounds).....	4 28	2,140 79	60c per lb.	1,425 00
" 22, "	2,983½ yds blue twill cloth.....	1 87½	5,868 83	1 70	4,867 63
	50 yds broadcloth.....	4 50	225 00	3 50	175 00
" 19, "	582½ yds Ind. Blue.....	3 75	2,183 44		
Sept. 29, "	642 yds blue cloth.....	3 62½	2,323 15		
Oct. 15, "	599 yds blue cloth.....	3 62½	2,062 68		
" 16, "	432½ yds Ind. blue.....	3 75	1,632 81		
" 24, "	2 yds kersey cloth.....	3 62½	7 25		
Nov. 17, "	337½ yds blue cloth.....	3 62½	1,150 03		
Dec. 4, "	1,015 yds silesia.....	12½	126 87	8½	86 26
" 10, "	88 gr. gilt buttons.....	6 00	528 00	3 00	264 00
	63 " ".....	3 00	189 00	1 75	110 25
	500 yds farmers' satin.....	50	250 00	15	75 00
	132 yds Buckram.....	18	23 89	10	13 20
	36 gr. pants buttons.....	30	10 80	25	8 00
" 13, "	251 yds cambric.....	6½	16 31	6½	16 31
	1,598½ drilling.....	10	159 85	6½	99 26
	381½ blue extra firm kersey.....	4 50	1,717 87	3 50	1,336 13
	153½ scarlet B. cloth.....	4 85	745 08	3 50	537 85
			\$21,099 89		\$16,317 09
	Less 6 per cent for cash.....				979 02
			15,338 07		\$15,338 07
	Amount paid in excess of market value.....		\$6,761 82		

## EXHIBIT "B."

Military fund for year ending December 31, 1885.....	\$64,963 50
Amount turned in by late Q. M. General.....	1,380 44
Total.....	\$66,343 94
Less salary Adj. General.....	\$1,000 00
" " Insp. ".....	1,000 00
" " Q. M. ".....	1,000 00

Less drawn by late Q. M. General.....	\$8,000 00	
“ indebtedness due January 1, 1885.....	7,035 00	
		<hr/> \$18,035 00
Balance available for 1885.....		\$48,308 94
Estimate of expenses for 1885.....	\$20,375 00	
“ “ “ camp.....	35,500 00	
		<hr/> 55,875 00
Deficiency.....		\$7,566 06

The above does not include estimate for equipment of the four companies mustered into the State service in 1884.

## EXHIBIT “C.”

Amount drawn from military fund by late Q. M. General Shakespeare during years 1883 and 1884 as extra pay and services:

Traveling and expenses.....	\$692 19
Extra pay, camp, etc.....	626 24
Camp manual.....	379 00
	<hr/> \$1,697 43

## EXHIBIT “E.”

## Expenditures.—Gen. Church:

1882. Ice for camp.....	\$192 16
Drugs for camp.....	12 15
Livery for camp.....	60 00
Hdqr's mess for camp.....	57 35
1881-2. Traveling expenses, self.....	214 25
Extra pay drawn for services.....	34 14
	<hr/> \$570 05

## Expenditures.—Gen. Shakespeare:

1884. Ice for camp.....	\$413 27
Drugs for camp.....	344 91
Livery for camp.....	365 68
Hdqr's mess for camp.....	607 21
1883-4. Traveling expenses, self.....	692 19
Extra pay drawn for services.....	626 24
	<hr/> 3,049 50

Excess of expenditure by Gen. Shakespeare in above items \$2,479 45

## EXHIBIT “D.”

1892. The State of Michigan to Adams & Porter	Dr.
Sept. 13. Use of hack at encampment at Island Lake Aug. 10 to 15 (5 days) @ \$12.....	\$60 00

I certify the above account is correct, etc.

(Signed)

N. CHURCH,

*Quartermaster General.*

Rec'd. Lansing this 18th day of Sept., 1882, of M. Church, Q. M. G., sixty dollars in full.

(Signed)

ADAMS & PORTER.

## EXHIBIT "D."

1884.	The State of Michigan to Porter & Goodrich	Dr.
1	Caryall for Provost Marshal Guard, 8 days @ \$8.....	\$64 00
2	Hacks 5 days (10 days) @ \$10.....	100 00
1	Carriage horse 16 days @ \$3.50.....	56 00
3	Saddle horses 9 days, each \$3.00.....	81 00
1	Saddle horse 12 days @ \$3.00.....	36 00
2	Hostlers 9 days, each \$1.00.....	18 00
	Transportation of horses to camp.....	8 88
6	bags @ 30c.....	1 80
		<hr/> \$365 68

I certify the above account is correct, etc.

(Signed)

WM. SHAKESPEARE,  
*Quartermaster General.*

Rec'd. Lansing Sept. 3, 1884, of Q. M. G. Shakespeare \$365.68 in full for above.

(Signed)

PORTER & GOODRICH.

## EXHIBIT "D."

1883.	The State of Michigan to Adams & Porter	Dr.
April 28.	2 saddle horse 10 days @ \$5.00 .....	\$50 00
" "	1 man with above 10 days @ \$1.50.....	15 00
" "	1 horse and carriage 12 days, Q. M. G., @ \$4.00.....	48 00
" "	1 hack for Governor 6 days @ \$15.00.....	90 00
" "	2 hacks for Governor and staff 4 days @ \$30.00.....	120 00
		<hr/> \$323 00

I certify that the above account is correct and just; that the services were rendered as stated, and that they were necessary for the public service.

(Signed)

WM. SHAKESPEARE,  
*Quartermaster General.*

Received Lansing this 4th day of September, 1883, of Wm. Shakespeare, Q. M. General of Michigan, for services rendered as per above account, three hundred and twenty-three dollars.

(Signed)

ADAMS & PORTER.

## EXHIBIT "F."

Copy of resolution State Military Board, made August 29, 1884, authorizing Quartermaster General to purchase cloth and blankets:

"On motion of Col. Godfrey,

*Resolved*, That the Quartermaster General of Michigan is hereby authorized to purchase 3,000 yards cloth for blouses, 2,000 yards cloth for dress coats, 3,000 yards cloth for trousers, 500 pairs blankets, for use of State troops."

Report accepted.

On motion of Mr. Voorhees,

The House took up

## MOTIONS AND RESOLUTIONS.

Mr. Voorhees moved to discharge the committee of the whole from the further consideration of

House bill No. 639 (File No. 192) entitled

A bill to amend section 1 of act No. 346 of the session laws of 1869, entitled "An act to incorporate the village of Ovid," approved March 24, 1869;

Which motion prevailed,

On motion of Mr. Voorhees,

The bill was laid on the table.

Mr. O. N. Case moved to take from the table

House bill No. 723, entitled

A bill to prevent sheriffs, constables, and coroners from hiding or concealing goods and chattels taken in execution, and to punish as a misdemeanor such action on their part;

Which motion prevailed.

On motion of Mr. O. N. Case,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Watson moved to take from the table

House bill No. 274 (File No. 309), entitled

A bill to amend act No. 138 of the public acts of 1881, and being compiler's sections No. 1813 to 1818 inclusive, Howell's Annotated Statutes of 1882 being an act to provide for the medical and surgical treatment of dependent children at the hospital of the Michigan University;

Which motion prevailed.

On motion of Mr. Watson,

The bill was referred to the committee of the whole and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 447 (File No. 156), entitled

A bill to amend, revise and consolidate the laws organizing asylums for the insane, and regulating the care and management thereof, and of the inmates therein, and to repeal act 164, laws of 1859; also act 194, laws of 1873, and the acts amendatory thereto; also act 172, laws of 1873;

Also,

House bill No. 88 (File No. 133), entitled

A bill to amend sections 2, 11, 15, and 29 of an act entitled "An act to authorize a board of public works in and for the city of Grand Rapids," approved March 22, 1873, as amended by act of April 29, 1875, and as further amended by act of May 12, 1877.

E. O. CANNON, *Acting Chairman.*

Report accepted.

Mr. Howell moved to take from the table, the title and enacting clause of House bill No. 445 (File No. 176), entitled,

A bill to amend sections 2 and 3 of the session laws of 1883, relative to public health;

Which motion did not prevail.

On motion of Mr. O. N. Case,

The House adjourned.

*Lansing, Thursday, June 4, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Roll called: quorum present.

Absent without leave: Messrs. Dakin, Egan, McClelland, McNabb, Swift, and Walthew.

On motion of Mr. Powers,

Leave of absence was granted to Mr. Dakin until Monday next.

On motion of Mr. Sellers,

Leave of absence was granted to all absentees for the forenoon.

PRESENTATION OF PETITIONS.

No. 982. By Mr. Markey: Petition of S. W. Buck, G. W. Smith, A. B. C. Comstock, C. C. Mitchell, and 12 others, of Gaylord, asking for the passage of the Shoemaker freight bill;

Referred to the committee on railroads.

No. 983. By Mr. Parkhurst: Petition of J. W. Free and 17 other business firms, asking for the passage of the Shoemaker freight bill.

On demand of Mr. Parkhurst,

The petition was read at length, and spread at large on the Journal, as follows:

*To the House of Representatives of the State of Michigan:*

We the undersigned, citizens of the State of Michigan, earnestly request and urge the passage of the "Shoemaker Freight Bill" so called, and present as especial reasons for the necessity thereof, in addition to the considerations recited in said bill, the following:

1. Under the system of discrimination now employed by railroad companies, the smaller towns not enjoying competing privileges are not only compelled to pay as high freights as towns having competing lines and situated on the same line of railroad and further from the place of shipment; but are frequently required to pay as heavy rates for twenty or thirty miles of carriage over non-competing lines as over several hundred miles of road between competing lines.

2. Freights to the extent of thousands of dollars are each year paid unjustly by the trade in small towns without competing privileges, and thus the business of such smaller towns is paralyzed.

3. Such excessive freight discriminations against the towns not having competing lines are not originated for the benefit of the railroad companies exclusively, but are, under the present system of cutting rates, necessarily indulged in to a large extent in order to enable the railroad companies to earn back from the towns without competing privileges the freights made too low at competing points by means of competition.

4. The dealers in Grand Rapids and other large centers are naturally selfishly interested in maintaining the present discriminating system. Being blessed with abundant competition, they, by means of the reduced rates given them, are enabled to control and crush out the trade of the local points not favored with competing privileges.

5. The present system of discrimination in freight rates thus inevitably

tends to the building up of the industries of towns having competing lines at the expense and to the ruin of towns not so favored.

6. The advantages for trade and privileges naturally enjoyed by the larger towns and those having competing lines, without unjust discrimination in freight rates, are large enough to amply protect legitimate business enterprise. But the present system of discrimination simply builds up monopolies, and crushes legitimate trade and industry everywhere except in the favored centers.

Referred to the committee on railroads.

#### REPORTS OF STANDING COMMITTEES.

By the committee on reform school:

The committee on reform school, to whom was referred

Senate bill No. 310 (File No. 166), entitled

A bill to amend sections 10 and 12 of chapter 268, compiled laws of 1871, being compiler's sections 8135 and 8137, as amended by act 84, public acts of 1877, relative to the Reform School, being sections 9817 and 9819 of Howell's Annotated Statutes of 1882, and to add a new section to stand as section 15,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Chapman,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 488 (File No. 265), entitled

A bill to prevent the sale or otherwise disposing of obscene, immoral, and indecent books, pamphlets, papers, prints, pictures, writings, and other objectionable news;

Also,

House bill No. 179 (File No. 148), entitled

A bill making ten hours a legal day's work;

Also,

House bill No. 636 (File No. 307), entitled

A bill to amend section 7545 of Howell's Statutes, being compiler's section 5968 of the compiled laws of 1871, relative to the competency of witnesses and examination of parties in certain cases, as amended by act No. 245 of session laws of 1881;

Also,

House bill No. 383, entitled

A bill to define and consolidate school districts Nos. 1 and 4, in the township of Rich, Lapeer county.

E. C. CANNON, *Acting Chairman.*

Report accepted.

By the committee on elections:

The committee on elections, to whom was referred

House bill No. 732, entitled

A bill to authorize the purchase of certain books for the use of township officers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

GEO. W. COOMER, *Chairman.*

Report accepted and committee discharged.

Mr. Watson moved that the bill be laid on the table;

Which motion did not prevail.

On motion of Mr. O. N. Case,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE, }  
*Lansing, June 4, 1885.*

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[House bill No. 17, File No. 134, being]

An act to amend sections 8 of an act entitled "An act to establish a board of police and fire commissioners in the city of Grand Rapids, and to prescribe their powers and duties," approved May 24, 1881;

Also,

[House bill No. 88, File No. 133, being]

An act to amend sections 2, 11, 15 and 29 of an act entitled "An act to authorize a board of public works in and for the city of Grand Rapids," approved March 22, 1873, as amended by act of April 29, 1875, and as further amended by act of May 12, 1877;

Also,

[House bill No. 447, File No. 156, being]

An act to amend, revise and consolidate the laws organizing asylums for the insane, and regulating the care and management thereof, and of the inmates therein, and to repeal act 164, laws of 1859; also act 194, laws of 1877; also act 91, laws of 1873 and the acts amendatory thereof; also act 172, laws of 1873.

R. A. ALGER, *Governor.*

The message was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
*Lansing, June 3, 1885.*

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to request the return of the following bill:

House bill No. 206 (File No. 270), entitled



A bill to amend section 1 of an act entitled "An act to authorize the judges of probate of certain counties to appoint a register, and prescribing his duties and compensation," approved March 30, 1869, as amended, being compiler's section 535 of Howell's Annotated Statutes of Michigan.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Mr. Sellers moved that a respectful message be sent to the Governor, requesting the return of the bill to the House, and that when so returned the request of the Senate for the return of the bill be complied with;

Which motion prevailed.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 3, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 1, (File No. 20), entitled

A bill to amend section 4897 of the compiled laws of 1871, being section 6393 of Howell's Statutes relative to salaries of justices of the supreme court;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and

Mr. Holman moved that the rules be suspended and the bill be put upon its immediate passage.

Which motion did not prevail.

The bill was then referred to the committee on judiciary.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 3, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 154, entitled

A bill to organize the township of Ironwood, county of Ontonagon, ==

Which has passed the Senate by a majority vote of all the Senators elect and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was read a first and second time by its title and referred to the committee on towns and counties.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 3, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 388 (File No. 246), entitled

A bill to provide for the retirement of aged and disabled firemen and the

payment of pensions to the wives and children of deceased firemen killed in the service of the city of Detroit;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 3, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 287 (File No. 203), entitled

A bill to amend section 45 of chapter 150, being section 4247 of the compiled laws of 1871, as amended by act No. 16 of the session laws of 1877, being section 5705 of the General Statutes of the State of Michigan, compiled and annotated by Andrew Howell, entitled "An act relative to alienation by deed, and the proof and recording of conveyances and the cancelling of mortgages,"

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 3, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 197 (File No. 151), entitled

A bill to amend section 2 of act No. 108, of the session laws of 1871, as amended, being compiler's section 4207 of Howell's Annotated Statutes, relating to the insurance bureau;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on insurance:

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 3, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 376 (File No. 279), entitled

A bill providing for the employment, defining the duties, and fixing the compensation of a stenographer for the 9th judicial circuit;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }  
Lansing, June 3, 1885. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed to return to the House the following bill :

House bill No. 547 (File No. 159), entitled

A bill to provide for the protection of hotel keepers ;

And to inform the House that the Senate has amended the same by adding to the end thereof the following proviso :

“ *Provided*, That the provisions of this act shall not apply to boarders at any hotel by the week or month ;”

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Laid over one day under the rules.

The Speaker also announced the following :

SENATE CHAMBER, }  
Lansing, June 3, 1885. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed to return to the House the following bill :

House bill No. 513 (File No. 335), entitled

A bill to amend section 4368 of the compiled laws of 1871, being section 5838 of Howell's Annotated Statutes, relative to the appointment of administrators with the will annexed in estates of deceased persons,

And to inform the House that the Senate has amended the same by inserting in line 5, of section 4368, after the word “estate,” the words “with the will annexed” ;

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Mr. Collins moved to suspend the rule requiring amendments made to bills by the Senate to be laid over one day ;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Collins,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows :

## YEAS.

Mr. Adams,	Mr. Cross,	Mr. Kelly,	Mr. Powers,
Baker,	Crozer,	Kirkpatrick,	Ramsey,
Bates,	Davis,	Lincoln,	Snyder,
Beecher,	Diekema,	Malcolm,	Stark,
Beekman,	Divine,	Manwaring,	Ulrich,
Bentley,	Dodge,	Markey,	Waltz,
Boynton,	Dunbar,	Mason,	Watson,
Campbell,	Eldred,	McCormick,	Webber,
Cannon,	Estee,	McGregor,	Weiss,
Carlton,	Gardner,	McKie,	Wellman,
Case, A. T.,	Gleason,	North,	Wiggins,
Case, J. A.,	Hampton,	Northwood,	Williams,
Chapman,	Hankerd,	Oviatt,	Wilson,
Collins,	Harper,	Parkhurst,	Wood,
Conrad,	Hayes,	Post,	Woodruff,
Coomer,	Holman,	Potter,	Speaker,
Cossitt,	Johnson,		

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## NAYS.

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The bill was then referred to the committee on engrossment and enrollment for enrollment.

## THIRD READING OF BILLS.

House bill No. 621 (File No. 379), entitled

A bill to prescribe the duties of the Attorney General in certain cases,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays as follows :

## YEAS.

Mr. Baker,	Mr. Diekema,	Mr. Kirkpatrick,	Mr. Shorts,
Bardwell,	Divine,	Lincoln,	Snyder,
Bates,	Dodge,	Manwaring,	Stark,
Beecher,	Dunbar,	Markey,	Town,
Beekman,	Engleman,	Mason,	Ulrich,
Bentley,	Estee,	McCormick,	Waltz,
Boynton,	Gardner,	McGregor,	Watson,
Cannon,	Gibbs,	McKie,	Webber,
Case, A. T.,	Gleason,	North,	Wellman,
Case, J. A.,	Hammond,	Northwood,	Wiggins,
Chapman,	Hampton,	Oviatt,	Williams,
Collins,	Harper,	Parkhurst,	Wilson,
Conrad,	Hayes,	Post,	Wood,
Coomer,	Howell,	Powers,	Woodruff,
Cossitt,	Johnson,	Richardson,	Wright,
Cross,	Jones,	Ramsey,	Speaker,
Crozer,	Kelly,		

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## NAYS.

Mr. Adams,	Mr. Holman,	Mr. Malcolm,	Mr. Weiss,
Title agreed to.			

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House bill No. 622 (File No. 325), entitled

A bill to require circuit judges and supreme court judges to report to the Governor prior to the meeting of each Legislature, suggesting such needed changes in the laws of this State as shall have come to their notice;

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Holman moved that enacting words of the bill be stricken out;

Which motion prevailed.

House joint resolution No. 10 (File No. 25), entitled

Joint resolution asking our Senators in Congress to vote and use their influence to secure the passage of the "Reagan inter-state commerce bill" as it recently passed the House of Representatives of the United States,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Markey moved to strike out the enacting words of the joint resolution;

Which motion did not prevail.

The question then being on the passage of the joint resolution,

Mr. Holman moved to amend the joint resolution by inserting at the end of line 3 the words "or some other bill with like purpose";

Which motion prevailed, two-thirds of all the members present voting therefor.

The question again being on the passage of the joint resolution,

Mr. Hampton moved to amend the same by inserting in line 1, after the word "Senators" the words "and Representatives;"

Which motion prevailed, two-thirds of all the members present voting therefor.

The joint resolution was then not passed, a majority of all the members elect not voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Adams,	Mr. Davis,	Mr. Howell,	Mr. Shorts,
Bates,	Divine,	Kelly,	Stark,
Bentley,	Dodge,	Lincoln,	Sutton,
Blacker,	Dunbar,	Makelim,	Ulrich,
Boynton,	Eldred,	McCormick,	Wellman,
Brant,	Estee,	McKie,	Wiggins,
Campbell,	Gardner,	Parkhurst,	Williams,
Carlton,	Hammond,	Potter,	Wilson,
Case, J. A.,	Hampton,	Powers,	Wood,
Conrad,	Harper,	Richardson,	Woodruff,
Cossitt,	Holman,	Rumsey,	Wright,
Crozer,			

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#### NAYS.

Mr. Baker,	Mr. Chapman,	Mr. Manwaring,	Mr. Oviatt,
Bardwell,	Collins,	Markey,	Post,
Beecher,	Coomer,	Mason,	Town,
Beekman,	Diekema,	McClelland,	Waltz,
Cannon,	Engleman,	McGregor,	Watson,
Case, A. T.,	Gibbs,	Northwood,	Weiss,
Case, O. N.,	Houk,	O'Keefe,	

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Mr. Oviatt moved to reconsider the vote by which the House refused to pass the joint resolution;

Which motion prevailed.

The question being on the passage of the joint resolution,

On motion of Mr. Wright,

The joint resolution was laid on the table.

House bill No. 701 (File No. 352), entitled

A bill to amend section 14, chapter 2, of act No. 243 of the session laws of 1781, relative to assessments for highway purposes, being section 1338 of Howell's Annotated Statutes of 1882,

Was read a third time, and pending the taking of the vote on the passage thereof.

Mr. Richardson moved to strike out the enacting words of the bill;

Pending which,

On motion of Mr. Chapman,

The bill was laid on the table.

House bill No. 667 (File No. 403), entitled

A bill to amend section 4 of chapter 11, relative to the general duties of commissioners and overseers, of title 9, relative to highways, bridges, private roads, and ferries, being compiler's section 1415 of Howell's Annotated Statutes,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Wright,

The bill was re-referred to the committee of the whole, and placed on the general order.

Senate bill No. 296 (File No. 103), entitled

A bill making an appropriation of State swamp lands to aid the county of Jackson in straightening and opening a channel or outlet for Portage Lake, and to authorize a tax to complete the same, and to repeal act No. 132 of the session laws of 1881, entitled "An act to authorize and empower the board of control of State swamp lands to make an appropriation of swamp lands to drain certain overflowed lands in Jackson county," approved May 10, 1881,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Boynton moved that the bill be re-referred to the committee on public lands with instruction to strike out the amendment made to the bill in the committee of the whole and report the same back to the House;

Which motion prevailed.

On motion of Mr. Dodge,

The House took up

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER. }  
Lansing, June 4, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following concurrent resolution:

*Resolved* (the House concurring), That the Senate will meet with the House of Representatives in joint convention in the Hall of the House at 2 o'clock P. M., to-day, to listen to a brief address from the Hon. George V. N. Lothrop,

Which has been adopted by the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The question being on concurring in the adoption of the resolution,

On motion of Mr. Dodge,

The House concurred.

The House then resumed

### THIRD READING OF BILLS.

Senate bill No. 139 (File No. 175), entitled

A bill to establish a State House of Correction and a branch of the State Prison in the Upper Peninsula, and to provide for the location and erection thereof, and making an appropriation therefor,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Hampton moved to strike out the enacting words of the bill ;

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

### YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. Houk,	Mr. Oviatt,
Bardwell,	Cross,	Howell,	Post,
Beecher,	Crozer,	Jones,	Sellers,
Beekman,	Davis,	Kirkpatrick,	Shorts,
Blacker,	Diekema,	Lincoln,	Snyder,
Brandon,	Divine,	Makelim,	Sutton,
Brant,	Dodge,	Manwaring,	Town,
Cannon,	Eldred,	Mason,	Ulrich,
Carlton,	Engleman,	McClelland,	Waltz,
Case, A. T.,	Estee,	McCormick,	Watson,
Case, J. A.,	Gibbs,	McNabb,	Wilson,
Case, O. N.,	Gleason,	North,	Woodruff,
Collins,	Harper,	Northwood,	Wright,
Conrad,	Hayes,	O'Keefe,	Speaker,
Coomer,	Holman,		

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### NAYS.

Mr. Bates,	Mr. Hampton,	Mr. McKie,	Mr. Webber,
Boynnton,	Hankerd,	Parkhurst,	Weiss,
Dunbar,	Johnson,	Powers,	Wellman,
Gardner,	Malcolm,	Richardson,	Williams,
Hammond,	McGregor,	Rumsey,	Wood,

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Title agreed to.

On motion of Mr. Brant,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Davis moved that the House take a recess until 3 o'clock P. M. ;

Which motion did not prevail.

House bill No. 700 (File No. 410), entitled

A bill to amend section three of act No. 259 of the Session Laws of 1881,

approved June 10, 1881, being section 2273 of Howell's General Statutes, compilation of 1882, relative to the sale of intoxicating liquors,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Divine,	Mr. Makelim,	Mr. Richardson,
Bardwell,	Dodge,	Malcolm,	Runsey,
Bates,	Dunbar,	Manwaring,	Shorts,
Beecher,	Ester,	Markey,	Town,
Beekman,	Gardner,	McCormick,	Watson,
Boynton,	Gibbs,	McGregor,	Webber,
Cannon,	Harper,	McNabb,	Williams,
Carlton,	Hayes,	North,	Wilson,
Case, A. T.,	Holman,	O'Keefe,	Wood,
Case, O. N.,	Houk,	Oviatt,	Woodruff,
Cross,	Johnson,	Parkhurst,	Speaker,
Diekema,	Lincoln,	Post,	

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## NAYS.

Mr. Blacker,	Mr. Hammond,	Mr. McClelland,	Mr. Waltz,
Engleman,	Hankerd,	Powers,	Wellman,
Gleason,	Jones,	Ulrich,	

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Mr. Watson move that there be a call of the House;  
Which motion prevailed.

## PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the following members reported absent without leave: Messrs. Campbell, Conrad, Gleason, Mason, and Stark.

On motion of Mr. Dodge,

Mr. Stark was excused from the operation of the call.

On motion of Mr. Brown,

Mr. Gleason was excused from the operation of the call.

On motion of Mr. Chapman,

All further proceedings under the call were dispensed with.

Senate joint resolution No. 24 (File No. 15), entitled

Joint resolution directing the Board of State Auditors to settle a claim of Muskegon county against the State of Michigan for shortage in the amount credited by the Auditor General to said county under section 10, act 197, of the public acts of the session of 1883,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Watson,

The joint resolution was laid on the table.

By unanimous consent, the following petition was presented:

No. 984. By Mr. Coomer: In the matter of the petition of Cornelius J. Reilly; answer of William Jennison:

On demand of Mr. Coomer,

The answer was read at length, and spread at large upon the Journal as follows:



*To the Honorable the Legislature of the State of Michigan :*

In the matter of the petition of Cornelius J. Reilly, seeking the position of Circuit Judge, now held by respondent, William Jennison.

This petitioner, without waiving the right of answer, and the right to show that the facts set forth in said petition are not true, avers that said petitioner, upon the facts stated, is not entitled to the relief prayed, for the following reasons :

1st. That a petition with a few verbal alterations, but containing the same identical facts alleged in the present petition, was filed by the said petitioner in both branches of the Legislature in said State during the session of 1883.

2d. That the matters therein set forth were fully argued before the judiciary and elections committees, of both houses in joint session ; that the majority joint report filed in both houses of said session by said committees denied the prayer of said petitioner, and that the said reports were adopted by the Senate and House. See first volume House Journal, 1883, pages 781 to 799, and pages 926 and 927. First Senate Journal, 1883, pages 497 to 411, and pages 470 and 471.

3d. That the said action of said Legislature was had by virtue of a special constitutional provision, authorizing it to make a decision in the cases appealed to the Legislature by State officers from the determination of the State Board.—Constitution, Article 8, Sections 4 and 5.

4th. That the action of the Legislature thereunder was not the exercise of general legislative power, but was the exercise of judicial power thus conferred, and the same having been determined by the Legislature, its power thereunder became exhausted and its decision, like that of a court, became *res judicata*, and a subsequent legislature has no power to review such action of a prior session, or to take farther action in the premises.

5th. That the facts stated and set forth in said petition do not make or constitute such a case as gives the legislature jurisdiction under the provisions of the constitution already referred to.

This respondent therefore prays for the reasons above set forth, that no farther action be taken in the premises for want of jurisdiction. All of which is respectfully submitted.

[Signed.]

WM. JENNISON.

ALFRED RUSSELL,

ISAAC MARSTON,

*Of Counsel for Respondent.*

Referred to the committee on judiciary.

Mr. Blacker, by unanimous consent, offered the following :

*Resolved*, That the Chief of committee clerks is hereby directed to assign the necessary help, as the work may require, to secure a prompt engrossing of all House bills duly passed ;

Which was adopted.

Mr. Sellers, by unanimous consent, offered the following :

*Resolved*, That the Clerk of the House be instructed to procure the publication of 3,000 copies of the tax law in pamphlet form for the use of the members of the House ;

Which was adopted.

On motion of Mr. Sellers,

The House took a recess until 2 o'clock, P. M.

## AFTERNOON SESSION.

*2 o'clock P. M.*

The House met and was called to order by the Speaker.

Roll called : quorum present.

The Speaker announced that the hour fixed for the joint convention had arrived.

Mr. Watson moved that a committee of three be appointed to wait on the Senate, and inform that body that the House was ready to receive them in joint convention.

The Speaker announced as such committee, Messrs. Watson, Town, and Brant.

The committee appointed to wait on the Senate and inform that body that the House was ready to receive them in joint convention, returned and reported that they had performed the duty assigned them, and asked to be discharged.

Report accepted and committee discharged.

The Sergeant-at-Arms announced the Honorable the Senate, who were conducted to seats.

## PROCEEDINGS IN JOINT CONVENTION.

The joint convention was called to order by Hon. Archibald Butters, Lieutenant-Governor and President of the Senate.

The roll of the Senate was called by the Secretary thereof, and a majority of the Senators were present.

The roll of the House was called by the Clerk thereof, and a quorum of the Representatives were present.

The President announced that the two Houses had met in joint convention to welcome the Hon. George V. N. Lothrop, recently appointed Minister of the United States to Russia.

Senator Hueston moved that a committee of six be appointed to wait on the Hon. G. V. N. Lothrop and request his presence in the joint convention ;

Which motion prevailed.

The President appointed as such committee Senators Hueston, Shoemaker, and Stephenson, and Representatives Davis, Blacker, and Collins.

Senator Hawley moved that a committee of six be appointed to wait on the Supreme Court and State officers, and invite their attendance on the joint convention :

Which motion prevailed.

The President appointed as such committee Senators Hawley, Belknap, and Moon, and Representatives Campbell, North, and Williams.

Senator Kempf moved that a committee of three be appointed to wait on his excellency, the Governor, and invite his attendance on the joint convention ;

Which motion prevailed.

The President announced as such committee Senator Kempf and Representatives Chapman and Brant.

The committee appointed to wait on the Supreme Court and State officers and invite their attendance on the joint convention reported that they had performed their duty assigned them, and asked to be discharged.

Report accepted and committee discharged.

The committee appointed to wait upon his excellency, the Governor, and

invite his attendance on the the joint convention, reported that they had performed the duty assigned them and asked to be discharged.

The committee appointed to wait on the Hon. G. V. N. Lothrop and invite his attendance on the joint convention, reported that they had performed the duty assigned them, and that Mr. Lothrop was in attendance, and asked to be discharged.

Report accepted and committee discharged.

The President then presented to the joint convention Hon. G. V. N. Lothrop, who briefly addressed the legislature and guests assembled;

After which,

On motion of Senator Belknap,

The joint convention adjourned.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The Speaker announced that the Senate and House had met in joint convention to welcome Hon. G. V. N. Lothrop, and had listened to remarks by that distinguished citizen.

The Speaker announced the following:

*Lansing, June 4, 1885.*

*Hon. Newcomb Clark, Speaker of the House of Representatives:*

SIR—Having been recently appointed by the President of the United States, to the office of United States Attorney for the eastern district of Michigan, and having qualified and entered upon the duties of such office, I am no longer eligible to a seat in the Legislature under the constitution of this State.

I therefore tender to you my resignation of the office of Representative from the second district of Tuscola.

Yours truly,

C. P. BLACK.

(Signed)

The original of the above, of which this is a copy, has this day been duly transmitted by the Speaker of the House to the Governor of this State.

By the majority of committees on roads and bridges and drainage jointly:

A majority of the committees on roads and bridges and drainage, to whom was referred

Senate bill No. 121 (File No. 78), entitled

A bill to prohibit the levying of highway and drain taxes on the islands in Saginaw Bay,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

GEO. F. RICHARDSON,  
B. F. BEEKMAN,  
L. E. LINCOLN,  
WM. POWERS,  
JOHN MCGREGOR.

By the committees on roads and bridges and drainage jointly:

A minority of the committees on roads and bridges and drainage, to whom was referred

Senate bill No. 121 (File No. 78), entitled

A bill to prohibit the levying of highway and drain taxes on the islands in Saginaw Bay,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAMES W. McCORMICK, *Ch'n Joint Com.*  
JOHN NORTHWOOD,  
GERRIT J. DIEKEMA.

Mr. McCormick moved that the bill be referred to the committee of the whole and placed on the general order.

Pending which,

On motion of Mr. Lincoln,

The bill was laid on the table.

The House resumed the

### THIRD READING OF BILLS.

House bill No. 608 (File No. 42), entitled

A bill making an appropriation of State swamp lands to aid the county of Ingham to drain and reclaim certain swamp and overflowed lands by opening and deepening the outlet of Hewes and Ewers lakes, and to authorize a tax to complete the same and to repeal act No. 85 of the session laws of 1881, entitled "An act to authorize the board of control of State swamp lands to make an appropriation of swamp land to drain and reclaim certain swamp and overflowed lands in Ingham and Bunkerhill townships, Ingham county, by opening and deepening the natural outlet of Hewes and Ewers lakes," approved April 12, 1881,

Was read a third time and passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Adams,	Mr. Coomer,	Mr. Howell,	Mr. Powers,
Baker,	Oossitt,	Johnson,	Ramsey,
Bardwell,	Cross,	Kelly,	Sellers,
Bates,	Crozer,	Kirkpatrick,	Snyder,
Beecher,	Davis,	Lincoln,	Sutton,
Beekman,	Diekema,	Makelim,	Town,
Bentley,	Divine,	Malcolm,	Ulrich,
Blacker,	Dodge,	Manwaring,	Waltz,
Boynton,	Dunbar,	McClelend,	Watson,
Brandon,	Eldred,	McCormick,	Webber,
Brant,	Estee,	McGregor,	Weiss,
Brown,	Gardner,	McKie,	Wellman,
Campbell,	Gibbs,	McNabb,	Wiggins,
Cannon,	Gleason,	North,	Williams,
Carlton,	Hammond,	Northwood,	Wilson,
Case, A. T.,	Hankerd,	O'Keefe,	Wood,
Case, J. A.,	Harper,	Parkhurst,	Woodruff,
Chapman,	Hayes,	Post,	Wright,
Collins,	Holman,	Potter,	Speaker,
Conrad,			

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### NAYS.

Mr. Hampton,	Mr. Jones,	Mr. Oviatt,
Title agreed to.		

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On motion of Mr. Dodge,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 241 (File No. 409), entitled

A bill to amend sections 40, 44, and 48 of an act entitled "An act to provide for holding general and special elections," approved June 27, 1851, being sections 71, 75, and 79 of the compiled laws of 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baker,	Mr. Coomer,	Mr. Kirkpatrick,	Mr. Rumsey,
Bardwell,	Cossitt,	Lincoln,	Snyder,
Beecher,	Divine,	Makelim,	Sutton,
Beekman,	Dunbar,	Manwaring,	Town,
Bentley,	Eldred,	Markey,	Ulrich,
Blacker,	Estee,	McClelland,	Waltz,
Boynton,	Gibbs,	McCormick,	Watson,
Brandon,	Gleason,	McGregor,	Webber,
Brant,	Hammond,	McKie,	Wellman,
Brown,	Hampton,	McNabb,	Wiggins,
Campbell,	Harper,	North,	Williams,
Carlton,	Hayes,	Northwood,	Wilson,
Case, A. T.,	Holman,	O'Keefe,	Wood,
Case, J. A.,	Howell,	Oviatt,	Woodruff,
Collins,	Johnson,	Potter,	Wright,
Conrad,	Kelly,	Powers,	Speaker,

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#### NAYS.

Mr. Gardner,	Mr. Richardson,	Mr. Weiss,	3
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Title agreed to.

Senate bill No. 155 (File No. 129), entitled

A bill to provide for the punishment of public officers, their servants and agents, who knowingly and unlawfully appropriate to their own use, or to the use of others, the money or property committed to their care,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Crozer moved to amend the bill by restoring thereto section 3, which had been stricken out by the committee of the whole, and is as follows:

"SEC. 3. A failure or refusal of any public officer to pay over and deliver to his successor all moneys and property which should be in his hands as such officer shall be *prima facie* evidence of an offense against the provisions of section one of this act;"

Which motion prevailed, two-thirds of all the members present voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baker,	Mr. Cross,	Mr. Howell,	Mr. Oviatt,
Bardwell,	Crozer,	Johnson,	Parkhurst,
Bates,	Davis,	Jones,	Potter,
Beecher,	Diekema,	Kelly,	Rumsey,

Mr. Bentley,	Mr. Divine,	Mr. Kirkpatrick,	Mr. Shorts,
Boynton,	Eldred,	Makelim,	Snyder,
Brandon,	Engleman,	Malcolm,	Sutton,
Brant,	Gardner,	Markey,	Town,
Brown,	Gibbs,	Mason,	Waltz,
Carlton,	Gleason,	McClelend,	Watson,
Case, J. A.,	Hammond,	McCormick,	Wiggins,
Case, O. N.,	Hampton,	McGregor,	Wilson,
Chapman,	Hankerd,	McKie,	Wood,
Conrad,	Harper,	North,	Woodruff,
Coomer,	Hayes,	Northwood,	Speaker,
Cossitt,	Houk,		

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## NAYS.

Mr. Holman,	Mr. Ulrich,	Mr. Wellman,	Mr. Williams,
O'Keefe,	Webber,		

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Title agreed to.

## MOTIONS AND RESOLUTIONS.

The Speaker called the Speaker *pro tem.* to the chair.

Mr. Brant offered the following:

WHEREAS, James W. Long, clerk of the committee on State affairs and labor interests, has, from January 14th last, not only performed the work for which he was employed, but a large amount of extra work, involving extra hours;

AND, WHEREAS, Since March 13th he has had the additional work of engrossing allotted to him, making his extra work continuous and double; therefore

*Resolved*, That James W. Long, clerk as aforesaid, be paid an additional compensation of three dollars per day from and including January 14, 1885, to the close of the present session.

Mr. Richardson moved to amend the resolution by including the name of Gerrit Van Schelven in the provisions of the resolution;

Pending which,

On motion of Mr. Bates,

The resolution was laid on the table.

On motion of Mr. Campbell,

The House took up

## MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
Lansing, June 4, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following concurrent resolution:

*Resolved* (the Senate concurring), That from and after Wednesday, June 17, 1885, the two branches of this Legislature will transact no other business than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the Journals by the Secretary of the Senate and the Clerk of the House, and

the time of final adjournment of this Legislature shall be Saturday, June 20, at 12 M., on that day;

And to inform the House that the Senate has amended the same so as to read as follows;

*Resolved* (the Senate concurring), That from and after Saturday, June 13, 1885, the two branches of this Legislature will transact no other business than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the Journals by the Secretary of the Senate and the Clerk of the House, and the time of final adjournment of this Legislature shall be Wednesday, June 17, at 12 M., on that day;

In the adoption of which, as thus amended, the Senate has concurred.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The question being on concurring in the amendments made by the Senate to the resolution,

Mr. Estee moved that the House concur;

Which motion did not prevail.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 4, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 86 (File No. 355), entitled

A bill to authorize the establishment of a home for disabled volunteer soldiers, sailors, and marines in the State of Michigan;

And to inform the House that the Senate has amended the same as follows:

1. By inserting in section 1, line 3, the word "one" in lieu of the word "two;" and after the word same, in the fifth line, the following: "And the further sum of \$50,000.00, or so much thereof as may be necessary, for the purpose of maintaining such soldiers' home for the years 1885 and 1886: *Provided*, That the board may use \$10,000.00 of the above, or so much as may be needed to support or maintain such persons as are entitled to support under this act, up to the time the home is ready for occupancy, in such manner and such place as the board may deem best;"

2. By striking out of line 6, section 1, the words "twenty-five," and inserting in lieu thereof the word "ten;"

3. By striking out of line 7, section 1, the words "seventy-five," and inserting in lieu thereof the word "forty;"

4. By striking out of line 2, section 7, the word "February, and inserting in lieu thereof the word "March;"

5. By striking out of the written amendment to line 2, section 10, the words "a disabled," and inserting in lieu thereof the words "an ex officer;" and by striking out of the amendment to line 3 the word "disabled," and inserting in lieu thereof the words "ex officers;"

6. By striking out of line 3, section 13, the words "twenty-five," and inserting in lieu thereof the word "ten;"

7. By striking out of line 6, section 13, the words "seventy-five," and inserting in lieu thereof the word "forty;"

And to inform the House that the Senate has amended the title by striking out the word "volunteer,"

In the passage of which, as thus amended, with the title so amended, the the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Mr. Howell moved to suspend the rule requiring amendments made to bills by the Senate to be laid over one day;

Which motion did not prevail.

On motion of Mr. Bates,

The bill, with the amendments made thereto by the Senate, was ordered spread at length in the Journal.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 4, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to re-transmit the following bill:

Senate bill No. 202 (File No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan;

For which the House adopted a substitute as follows:

House substitute for

Senate bill No. 202 (File No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan.

SECTION 1. *The People of the State of Michigan enact*, That there shall be and is hereby appropriated out of the State treasury, for the use and maintenance of the University of Michigan, the following sums, to-wit: For the year 1885 \$56,000, and for the year 1886 \$51,500, for the following purposes:

For repairs and contingent expenses for the year 1885 the sum of \$16,000, and for the year 1886 the sum of \$16,000.

For books for libraries for the year 1885 the sum of \$5,000, and for the year 1886 the sum of \$5,000.

For homœopathic college and hospital for the year 1885 the sum of \$6,200, and for the year 1886 the sum of \$6,200.

For the University hospital for the year 1885 the sum of \$5,000, and for the year 1886 the sum of \$5,000.

For the dental college for the year 1885 the sum of \$8,000, and for the year 1886 the sum of \$8,000.

For a clock for the University the sum of \$3,000 for the year 1885.

For assistance in engineering laboratory for the year 1885 the sum of \$1,000, and for the year 1886 the sum of \$1,000.

For increase in the salaries of the law professors for the year 1885 the sum of \$2,800, and for the year 1886 the sum of \$2,800.

Also in 1886 a sum not exceeding \$2,500 for the removal of the gifts of Mr. Rogers, and providing that only so much of said sum as is needed for the purpose shall be drawn by the University.

For engineering laboratory for the year 1885 the sum of \$10,000, and for the year 1886 the sum of \$5,000.

SEC. 2. There shall be assessed upon the taxable property of the State in the



year 1885 the sum of \$56,000, and in the year 1886 the sum of \$51,500, which sums shall be assessed, levied, and collected in the same manner as other State taxes are assessed, levied, and collected, and which taxes when collected shall be credited up to the general fund to reimburse the same for the amount drawn therefrom, as provided in section 1 of this act;

As appears by message from the House dated May 26;

And now to inform the House that the Senate has amended the above substitute as follows:

1. By striking out of the first paragraph of section 1, the sums "\$56,000" and "\$51,500" and inserting in lieu thereof the sums "\$67,500" and "\$56,000," respectively.

2. By adding to section 1 the following paragraphs containing items of appropriation, viz:—

"For repairs of buildings for the year 1885 the sum of \$2,500, and for the year 1886 the sum of \$2,500."

"For additional assistance in mechanical laboratory for the year 1886, the sum of \$3,000."

The sum of ten thousand dollars is hereby appropriated for the erection equipment, and maintenance of a gymnasium, to be constructed and controlled by the Regents, as a part of the University: *Provided*, That this appropriation is made upon the express condition that the Athletic Association of the University of Michigan shall pay to the treasurer of the University the sum of four thousand two hundred dollars, which shall become a part of the gymnasium fund, together with such sums as may be hereafter paid to the treasurer by the said Athletic Association of the State of Michigan, the whole to be under the control and subject to the order of the Regents for uses and purposes of the gymnasium as above set forth;

3. Amend section 2 by striking out the sums "\$56,000" and "\$51,500" and inserting in lieu thereof the sums "\$67,500" and "\$56,000;"

In the adoption of which substitute as thus amended the Senate has concurred by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

Laid ever one day under the rules.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 3, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 397, entitled

A bill to extend the time limited in act No. 68 of the session laws of 1883 for the laying out a State road in Grand Traverse county; to authorize the commissioner appointed by virtue of said act to lay out a branch State road in said county, and to authorize said commissioner to expend money or labor contributed in laying out and opening said State road;

2. Senate bill No. 398, entitled

A bill to extend the time limited in act No. 69, of the session laws of 1883, for laying out a State road in Leelanaw county, and to authorize the commissioner appointed under said act to expend money or labor contributed in laying out and opening said State road;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The second named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Watson offered the following:

*Resolved*, That no member of this House shall speak more than five minutes on any bill, motion, or resolution after this date, without consent of the House.

On motion of Mr. Chapman,

The resolution was laid on the table.

Mr. Campbell moved to reconsider the vote by which the House refused to concur in the Senate amendment to the following resolution:

*Resolved* (the Senate concurring), That from and after Wednesday, June 17, 1885, the two branches of this Legislature will transact no other business than for the President of the Senate, and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the Journals by the Secretary of the Senate and the Clerk of the House, and the time of final adjournment of this Legislature shall be on Saturday, June 20, at 12 M., on that day;

Which amendments consisted in changing the dates therein to Saturday, June 13, and Wednesday, June 17, respectively.

On which motion

Mr. Campbell demanded the yeas and nays.

The demand was seconded, and the motion to reconsider did not prevail by yeas and nays, as follows:

#### YEAS.

Mr. Bardwell,	Mr. Collins,	Mr. Kelly,	Mr. Rumsey,
Bates,	Cross,	Kirkpatrick,	Sellers,
Beecher,	Estee,	Malcolm,	Town,
Brandon,	Gardner,	Markey,	Webber,
Brown,	Gibbs,	McKie,	Wood,
Campbell,	Howell,	North,	Woodruff,
Cannon,	Johnson,	Northwood,	Speaker,
Chapman,	Jones,	Parkhurst,	

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#### NAYS.

Mr. Adams,	Mr. Diekema,	Mr. Holman,	Mr. Richardson,
Baker,	Divine,	Houk,	Shorts,
Beekman,	Dodge,	Lincoln,	Sutton,
Bentley,	Dunbar,	Makelim,	Ulrich,
Blacker,	Engleman,	McClelend,	Watson,
Boynton,	Gleason,	McCormick,	Weiss,
Carlton,	Hammond,	McGregor,	Wellman,
Case, A. T.,	Hampton,	McNabb,	Wiggins,
Case, J. A.,	Hankerd,	Oviatt,	Williams,
Case, O. N.,	Harper,	Potter,	Wilson,

Mr. Conrad,  
Cossitt,

Mr. Hayes,

Mr. Powers,

Mr. Wright,

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On motion of Mr. Markey,  
The House took up

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 163 (File No. 215), entitled

A bill to amend section 29 of chapter 202 of the compiled laws of 1871, relative to garnishees, being section 8085 of Howell's Annotated Statutes,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 546, entitled

A bill to amend section 505 of the compiled laws of 1871, being section 513 of Howell's Statutes relating to the powers and duties of the Board of Auditors of Wayne county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 161 (File No. 200), entitled

A bill to amend section 25 of act 137 of the laws of 1849, relative to authorizing proceedings against garnishees and for other purposes, and to add a new section thereto to stand as section 28,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 157 (File No. 109), entitled

A bill to amend section 15 of chapter 259, of the compiled laws of 1871,

being section 9468 of Howell's Annotated Statutes, relative to the exclusion of witnesses and minors during trials before magistrates,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 196 (File No. 174), entitled

A bill to amend sections 6947 and 6948 of Howell's Annotated Statutes, being compiler's sections 5382 and 5383 of the compiled laws of 1871, relative to assignment of judgments in justices' courts,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 55 (File No. 199), entitled

A bill to prohibit the use of the words "warranty deed," or similar words on any deed except on warranty deeds,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 57 (File No. 25), entitled

A bill to amend sundry sections of act No. 145 of the session laws of 1881, entitled "An act establishing a lien for labor and services upon logs, timber, cedar posts, telegraph poles, railroad ties, tan bark, shingle bolts, and staves," and to repeal act No. 185 of the session laws of 1873, entitled "An act establishing a lien for labor and services upon logs and timber," as amended by act No. 253 of the session laws of 1879, and to add a new section thereto to stand as section 17,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wright,

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 278 (File No. 147), entitled

A bill to provide for the inspection and management of stationary and portable steam boilers, licensing engineers, and appointment of inspectors,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and without recommendation, and ask to be discharged from the farther consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wright,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on public health:

The committee on public health, to whom was referred

Senate bill No. 376 (File No. 223), entitled

A bill to prevent deception in the manufacture and sale of dairy products and to preserve the public health,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

H. H. BARDWELL, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on insurance:

The committee on insurance, to whom was referred

Senate bill No. 197 (File No. 151), entitled

A bill to amend section 2 of act No. 108 of the session laws of 1871 as amended, being compiler's section 4207 of Howell's Annotated Statutes, relative to the insurance bureau,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. CROSS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following:

House joint resolution No. 20 (File No. 19), entitled

Joint resolution directing the Commissioner of the State Land Office to cause to be issued a patent to Wm. S. Charles for W  $\frac{1}{4}$  of S W  $\frac{1}{4}$ , section No. 33, town 2 south, range 14 west, the same being State swamp land;

Also,

House bill No. 475 (File No. 291), entitled

A bill making an appropriation for frescoing and decorating the walls and corridors of the State capitol;

Also,

House bill No. 697 (File No. 172), entitled

A bill to legalize a certain mortgage issued by the Midland County Agricultural Society;

Also,

House bill No. 328 (File No. 211), entitled

A bill to authorize the use of condemned State arms by the organizations known as the "Sons of Veterans."

JOHN W. BENTLEY, *Acting Chairman.*

Report accepted.

By the select joint committee on taxation:

The select joint committee on taxation, to whom was referred

House bill No. 505, entitled

A bill to provide for the admission of parol evidence in certain cases;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Campbell,

The bill was laid on the table.

By the select joint committee on taxation:

The select joint committee on taxation, to whom was referred

House bill No. 523 (File No. 138), entitled

A bill to provide for the taxation of mortgages and other real estate securities,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Campbell,

The bill was laid on the table.

By the select joint committee on taxation:

The select joint committee on taxation to whom was referred

House bill No. 317, entitled

A bill to repeal act No. 11 of the public acts of 1862, entitled "An act to repeal section number 1138 of the compiled laws of 1871, being an act approved March 21, 1865, entitled 'an act to provide for assessing property in certain cases, at any time between the first days of May and October in each year, and for the more speedy collection of taxes in certain cases,'" and numerous other sections,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment,

and recommend that it be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Campbell,

The bill was laid on the table.

By the select joint committee on taxation:

The select joint committee on taxation to whom was referred

House bill No. 52, entitled

A bill to amend an act to provide for the assessment of property and the levy and collection of taxes thereon, being act No. 9 of the laws of 1882, approved March 14, 1882, by adding a new section thereto to stand as section 110,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Campbell,

The bill was laid on the table.

By the select joint committee on taxation:

The select joint committee on taxation, to whom was referred

House bill No. 385, entitled

A bill to amend section 64 of an act entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon," approved March 14, 1882,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Campbell,

The bill was laid on the table.

By the select joint committee on taxation:

The select joint committee on taxation, to whom was referred

House bill No. 504, entitled

A bill being a bill in relation to taxes and tax titles,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment and recommend that it be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Campbell,

The bill was laid on the table.

By the select joint committee on taxation:

The select joint committee on taxation, to whom was referred

House bill No. 371, entitled

A bill to amend section 2, 11, 12, 13. 15. and 31, of an act entitled "An

act to provide for the assessment of property, and the levy and collection of taxes thereon," approved March 14, 1883,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend it be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Campbell,

The bill was laid on the table.

By the select joint committee on taxation:

The select joint committee on taxation, to whom was referred

House bill No. 290, entitled

A bill to amend sections 12 and 13 of "An act to provide for the assessment of property and the levy and collection of taxes thereon," approved March 14, 1882,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that it be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Campbell,

The bill was laid on the table.

By the select joint committee on taxation:

The select joint committee on taxation, to whom was referred

House bill No. 619, entitled

A bill to amend sections 11, 12, and 14 of act No. 9 of the session laws of 1882, approved March 14, 1882, entitled "An act to provide for the assessment of property, and the levy and collection of taxes thereon,"

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that it be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Campbell,

The bill was laid on the table.

By the select joint committee on taxation:

The select joint committee on taxation, to whom was referred

House bill No. 9, entitled

A bill to repeal sections 18 and 19 and to amend section 20 of an act entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Campbell,

The bill was laid on the table.



By the select joint committee on taxation :

The select joint committee on taxation, to whom was referred  
House bill No. 91, entitled

A bill to amend section 11, act No. 9 of the public acts of 1882, entitled  
"An act to provide for the assessment of property and the levy and collecting  
of taxes thereon," approved March 14, 1882,

Respectfully report that they have had the same under consideration, and  
have directed me to report the same back to the House, without amendment,  
and recommend that it be indefinitely postponed, and ask to be discharged  
from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Campbell,

The bill was laid on the table.

By the select joint committee on taxation :

The select joint committee on taxation, to whom was referred

House bill No. 674, entitled

A bill to amend section 10 of act No. 9 of the session laws of 1882, and to  
repeal all acts or parts of acts conflicting therewith relative to taxation,

Respectfully report that they have had the same under consideration, and  
have directed me to report the same back to the House without amendment,  
and recommend that it be indefinitely postponed, and ask to be discharged  
from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Campbell,

The bill was laid on the table.

By the select joint committee on taxation :

The select joint committee on taxation, to whom was referred

House bill No. 55, entitled

A bill to amend section 63, of act No. 9, of the session laws of 1882, being  
"An act to provide for the assessment of property and the levy and collection  
of taxes thereon,"

Respectfully report that they have had the same under consideration, and  
have directed me to report the same back to the House without amend-  
ment, and recommend that it be indefinitely postponed, and ask to be dis-  
charged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Campbell,

The bill was laid on the table.

By the select joint committee on taxation :

The select joint committee on taxation, to whom was referred

House bill No. 318, entitled

A bill to repeal act No. 9 of the public acts of 1882, entitled "An act  
to provide for the assessment of property and the levy and collection of taxes  
thereon," approved March 14, 1882,

Respectfully report that they have had the same under consideration and  
have directed me to report the same back to the House, without amendment,  
and recommend that it be indefinitely postponed, and ask to be discharged from  
the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Campbell,

The bill was laid on the table.

By the select joint committee on taxation :

The committee on taxation, to whom was referred

House bill No. 535, entitled

A bill to amend sections 53, 54, 55, and 73 of act No. 9 of the public acts of 1882, being "An act to provide for the assessment of property, and the levy and collection of taxes thereon," approved March 14, 1882,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Campbell,

The bill was laid on the table.

By the select joint committee on taxation :

The select joint committee on taxation to whom was referred

House bill No. 29, entitled

A bill to amend sections 14 and 15 of an act entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon," approved March 14, 1882,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend it to be indefinitely postponed, and ask to be discharged from the further consideration of the subject,

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Campbell,

The bill was laid on the table.

By the select joint committee on taxation :

The select joint committee on taxation, to whom was referred

House bill No. 536, entitled

A bill to amend section 23 of act number 9 of the session laws of 1882, being "an act to provide for the assessment of property and the levy and collection of taxes thereon," approved March 14, 1882,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House without amendment, and recommend that it be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Campbell,

The bill was laid on the table.

By the select joint committee on taxation :

The select joint committee on taxation, to whom was referred

House bill No. 93, entitled

A bill to amend section 64 of act No. 9 of the session laws of 1882, entitled "An act to provide for the assessment of property, and the levy and collection of taxes thereon,"

Respectfully report that they have had the same under consideration, and

have directed me to report the same back to the House, without amendment, and recommend that it be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Campbell,

The bill was laid on the table.

By the select joint committee on taxation :

The select joint committee on taxation, to whom was referred

House bill No. 392, entitled

A bill relative to the assessment and taxation of mortgages on real estate,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Campbell,

The bill was laid on the table.

By the select joint committee on taxation :

By the select joint committee on taxation, to whom was referred

House bill No. 722, entitled

A bill to amend section 80 of an act entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Campbell,

The bill was laid on the table.

By the select joint committee on taxation :

The select joint committee on taxation, to whom was referred

House bill No. 351, entitled

A bill to amend sections 12 and 13 of act No. 9 of the public acts of 1882, entitled "An act to provide for the assessment of property, and the levy and collection of taxes thereon,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Campbell,

The bill was laid on the table.

Mr. Bates moved to reconsider the vote by which the House ordered

House bill No. 86 (File No. 355), entitled

A bill to authorize the establishment of a home for disabled volunteer soldiers, sailors, and mariners in the State of Michigan,

To be printed at length in the journal;

Which motion prevailed.

The question being on ordering the bill printed in the journal,  
The motion did not prevail.

## UNFINISHED BUSINESS.

Being the consideration of  
Senate amendmend to  
House bill No. 299 (File No. 184), entitled

A bill to amend sections 1, 2, 3, 7, 9, and 12 of act No. 344, of the session laws of 1871, entitled "An act relative to the free schools in the city of Grand Rapids," approved March 15, 1871, as amended by act approved April 24, 1875, as amended by act approved May 9, 1877, as amended by act approved May 3, 1879, and as further amended by act approved March 16, 1881, and to add a new section to the act to stand as section 23;

Which had been reported as follows:

1. By striking out of line 5 of the enacting section, after the word "amended," the words "so as," and inserting in lieu thereof the words "and that two new sections be added to the bill, to stand as sections 23 and 24, the whole;"

2. By striking out manuscript section, designated as section 2;

3. By adding a new section to stand as section 24, and to read as follows:

"Section 24. All acts and parts of acts in anywise contravening the provisions of this act are hereby repealed;"

And to inform the House that the Senate has amended the title to the bill so as to read as follows:

A bill to amend sections 1, 2, 3, 7, 9 and 12 of act No. 344 of the session laws of 1871, entitled "An act relative to the free schools in the city of Grand Rapids," approved March 15, 1871, as amended by act approved April 24, 1875, as amended by act approved May 9, 1877, as amended by act approved May 3, 1879, and as further amended by act approved March 16, 1881, and to add two new sections to said act to stand as sections 23 and 24.

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Ulrich,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Crozer,	Mr. Kirkpatrick,	Mr. Richardson,
Bardwell,	Diekema,	Lincoln,	Rumsey,
Bates,	Divine,	Malcolm,	Sellers,
Beekman,	Dunbar,	Markey,	Sutton,
Bentley,	Engleman,	McClelland,	Town,
Boynton,	Estee,	McCormick,	Ulrich,
Brown,	Gibbs,	McGregor,	Watson,
Campbell,	Hampton,	McKie,	Webber,
Cannon,	Harper,	McNabb,	Wellman,
Carlton,	Hayes,	Northwood,	Williams,
Case, A. T.,	Houk,	Oviatt,	Wood,
Case, O. N.,	Howell,	Parkhurst,	Woodruff,
Chapman,	Johnson,	Potter,	Wright,
Cross,	Kelly,	Powers,	Speaker,

## NAYS.

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The question being on agreeing to the title,

The title as amended was then agreed to.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

Also the following:

Senate amendment to

House bill No. 395 (File No. 324), entitled

A bill to amend section 12 of chapter 3 of an act entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State," being act No. 243 of the session laws of 1881, approved June 8, 1881, said section 12 being section 1350 of Howell's Annotated Statutes;

Which had been reported as follows:

1. By striking out of section 12, line 6, the word "township," and inserting in lieu thereof the word "district;"

2. By inserting in line 12, section 12, after the word "allowed," the clause, "to remove snow from the traveled highway;"

The question being on concurring in the amendments made by the Senate to the bill,

On motion of Mr. McKie,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

#### YEAS.

Mr. Adams,	Mr. Crozer,	Mr. Lincoln,	Mr. Shorts,
Baker,	Diekema,	Malcolm,	Sutton,
Bardwell,	Divine,	Manwaring,	Town,
Bates,	Dunbar,	McClelend,	Ulrich,
Bentley,	Engleman,	McOrmick,	Watson,
Boynnton,	Estee,	McGregor,	Webber,
Brown,	Gardner,	McKie,	Wellman,
Campbell,	Gibbs,	McNabb,	Williams,
Cannon,	Gleason,	Northwood,	Wilson,
Carlton,	Hayes,	Oviatt,	Wood,
Case, A. T.,	Houk,	Parkhurst,	Woodruff,
Chapman,	Howell,	Rumsey,	Wright,
Coleman,	Johnson,	Sellers,	Speaker,
Cross,	Kirkpatrick,		

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#### NAYS.

Mr. Richardson,

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The bill was then referred to the committee on engrossment and enrollment for enrollment.

#### GENERAL ORDER.

On motion of Mr. Sellers,

The House went into committee of the whole on the general order.

Whereupon the Speaker called Mr. Sellers to the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

1. Senate bill No. 122 (File No. 145), entitled

A bill to amend section 3 of act No. 193 of the session laws of 1867, being section 8020 of Howell's Annotated Statutes of 1883, relative to attachment;

2. Senate bill No. 123 (File No. 144), entitled

A bill to amend section 2 of chapter 165 of the compiled laws of 1871, being section 6109 of Howell's Annotated Statutes relative to adjournments of sales of real estate on execution,

3. Senate bill No. 105 (File No. 190), entitled

A bill to authorize the specific performance by guardians of insane and incompetent persons, of contracts made by their wards for the conveyance of real estate;

4. Senate bill No. 353 (File No. 201), entitled

A bill to amend section 4304 of the compiled laws of 1871, being section 5774 of Howell's Annotated Statutes, relative to determination of all estates at will or by sufferance,

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following:

5. Senate bill No. 93 (File No. 66), entitled

A bill to amend sections 2, 3 (as amended by act No. 22, of the session laws of 1883), and 5, of act No. 127, of the session laws of 1879, entitled "An act to provide for inspection of illuminating oils manufactured from petroleum or coal oils, and to repeal act No. 181, of the session laws of 1875, approved May 1, 1875, and act No. 196, of the session laws of 1877, approved May 22, 1877," being sections 1538, 1539, and 1541, of Howell's Annotated Statutes of Michigan;

But not having gone through therewith, have directed their chairman to report that fact to the House and ask leave to sit again.

L. M. SELLERS, *Chairman*.

Report accepted and committee discharged.

The first, second, third, and fourth named bills were placed on the order of third reading.

On motion of Mr. Dodge,

Leave was granted the committee to sit again for the consideration of the fifth named bill.

The Speaker announced the following

MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE, MICHIGAN, }  
Lansing, June 4, 1885. }

HON. NEWCOMB CLARK, *Speaker of the House of Representatives*:

SIR—The resignation of Hon. Cyrenius P. Black, Representative from the Second District of Tuscola county, this day forwarded to me, through your hands, has been duly accepted.

RUSSELL A. ALGER.

The message was laid on the table.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 269 (File No. 299), entitled

A bill to amend section 10 of act 238 of the session laws of 1879, being an act entitled "An act to protect logs, lumber, and timber, while floating upon

the waters in this State, or lying upon the banks or shores thereof," being compiler's section 2058, Howell's Annotated Statutes of the State of Michigan;

Also,

House bill No. 474 (File No. 369), entitled

A bill to validate and make binding certain contracts, covenants, and agreements made with fire insurance companies organized under the laws of this State, prescribing, limiting, and restricting the liability of persons insured therein, and the members thereof for the losses and expenses of such companies.

FLOYD. L. POST, *Acting Chairman.*

Report accepted.

Mr. Wilson moved that the House take a recess until 7:30 P. M.,

Pending which,

On motion of Mr. O. N. Case,

The House adjourned.

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*Lansing, Friday, June 5, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Franklin.

Roll called: quorum present.

Absent without leave: Messrs. Bardwell, Barry, Conrad, Coomer, Cossitt Long, Voorhees, Weiss, Wiggins and Wood.

On motion of Mr. Watson,

Leave of absence was granted to Mr. Wood for the day.

On motion of Mr. Beecher,

Leave of absence was granted to Mr. Bardwell for the day.

On motion of Mr. Sellers,

Leave of absence was granted to all absentees for the morning.

On motion of Mr. Shorts,

Leave of absence was granted to himself until Wednesday next.

On motion of Mr. McKie,

Leave of absence was granted to himself after to-day until Tuesday next.

On motion of Mr. Stark,

Leave of absence was granted to himself after this forenoon until Monday next.

Mr. J. A. Case, by unanimous consent, offered the the following:

*Resolved* (the Senate concurring), That from and after Thursday, June 18, 1885, the two branches of this Legislature will transact no other business than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the Journals by the Secretary of the Senate and the Clerk of the House, and the time of final adjournment of this Legislature shall be Monday, June 22, at 12 M., on that day.

On motion of Mr. J. A. Case,

The rules were suspended, two-thirds of all the members present voting therefor, and the resolution was put upon its immediate passage.

The resolution was then adopted.

#### PRESENTATION OF PETITIONS.

No. 985. By Mr. Wood: Petition of citizens of Stanton for the passage of the Shoemaker freight bill.

On demand of Mr. Wood,

The petition was read at length, and spread at large on the Journal, as follows:

*To the House of Representatives of the State of Michigan:*

We the undersigned, citizens of the State of Michigan, earnestly request and urge the passage of the "Shoemaker Freight Bill" so called, and present as especial reasons for the necessity thereof, in addition to the considerations recited in said bill, the following:

1. Under the system of discrimination now employed by railroad companies, the smaller towns not enjoying competing privileges are not only compelled to pay as high freights as towns having competing lines and situated on the same line of railroad and further from the place of shipment; but are frequently required to pay as heavy rates for twenty or thirty miles of carriage over non-competing lines as over several hundred miles of road between competing lines.

2. Freights to the extent of thousands of dollars are each year paid unjustly by the trade in small towns without competing privileges, and thus the business of such smaller towns is paralyzed.

3. Such excessive freight discriminations against the towns not having competing lines are not originated for the benefit of the railroad companies exclusively, but are, under the present system of cutting rates, necessarily indulged in to a large extent in order to enable the railroad companies to earn back from the towns without competing privileges the freights made too low at competing points by means of competition.

4. The dealers in Grand Rapids and other large centers are naturally selfishly interested in maintaining the present discriminating system. Being blessed with abundant competition, they, by means of the reduced rates given them, are enabled to control and crush out the trade of the local points not favored with competing privileges.

5. The present system of discrimination in freight rates thus inevitably tends to the building up of the industries of towns having competing lines at the expense and to the ruin of towns not so favored.

6. The advantages for trade and privileges naturally enjoyed by the larger towns and those having competing lines, without unjust discrimination in freight rates, are large enough to amply protect legitimate business enterprise. But the present system of discrimination simply builds up monopolies, and crushes legitimate trade and industry everywhere except in the favored centers.

Referred to the committee on railroads.

#### REPORTS OF STANDING COMMITTEES.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

Senate bill No. 154, entitled

A bill to organize the township of Ironwood in the county of Ontonagon,



Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ERASTUS N. BATES, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on liquor traffic:

The committee on liquor traffic, to whom was referred

House bill No. 538, entitled

A bill to amend section 6 of act 259, of session laws of 1881, an act entitled "An act to regulate the sale of spirituous, malt, brewed, fermented, and vinous liquors, to prohibit the sale of such liquors to minors, to intoxicated persons, and to persons in the habit of getting intoxicated, to provide a remedy against persons selling liquor to husbands or children in certain cases, and to repeal all acts or parts of acts inconsistent herewith,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

HENRY WATSON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Howell,

The bill was laid on the table.

By the committee on liquor traffic:

The committee on liquor traffic, to whom was referred

House bill No. 579, entitled

A bill to amend section 1, being compiler's section 1281, chapter 28 of Howell's Annotated Statutes of 1882, relative to the tax upon the business of selling spirituous or fermented liquors,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

HENRY WATSON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Howell,

The bill was laid on the table.

By the committee on liquor traffic:

The committee on liquor traffic, to whom was referred

House bill No. 577, entitled

A bill to amend section 2 of act No. 268 of the session laws of 1879, approved May 31, 1879, entitled "An act to provide for the taxation of the business of manufacturing and selling spirituous and intoxicating malt, brewed, or fermented liquors," as amended by act No. 156 of the session laws of 1881, approved May 19, 1881,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

HENRY WATSON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Howell,

The bill was laid on the table.

By the committee on liquor traffic:

The committee on liquor traffic, to whom was referred

House bill No. 592 (File No. 336), entitled

A bill to prevent the manufacture and sale of intoxicating liquors as a beverage within this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

HENRY WATSON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Howell,

The bill was laid on the table.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE, MICHIGAN, }  
Lansing, June 4, 1885. }

*To the Speaker of the House of Representatives:*

SIR—In compliance with a request from the House, received this day, I am directed by the Governor to return herewith

House bill No. 206 (File No. 270), entitled

An act to amend section 1 of an act entitled "An act to authorize the judges of probate of certain counties to appoint a register, and prescribing his duties and compensation," approved March 30, 1869, as amended, being compiler's section 535 of Howell's Annotated Statutes of Michigan.

Respectfully,

GIL R. OSMUN,  
*Private Secretary.*

The message was laid on the table and the bill re-transmitted to the Senate in accordance with the request of that body, as shown by message of 4th inst.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
Lansing, June 4, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to re-transmit the following bill:

Senate bill No. 155 (File No. 129), entitled

A bill to provide for the punishment of public officers, their servants and agents, who knowingly and unlawfully appropriate to their own use, or to the use of others, the money or property committed to their care,

Which the House amended by striking out of lines 6 and 7, section 1, all after the word "years," as appears by message of this date,

And to inform the House that in said amendment the Senate non-concurs.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The question being what action will the House take in regard to the amendment made by the House to the bill,

Mr. Gibbs moved that the House recede from its amendment;

Which motion did not prevail, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams, Egan,	Mr. Gibbs, Jones,	Mr. McClelland, Mr. Speaker,	6
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## NAYS.

Mr. Bates, Beecher, Blacker, Cannon, Carlton, Case, J. A., Case, O. N., Chapman, Collins, Cross, Crozer, Diekema, Divine, Dunbar, Eldred,	Engleman, Estee, Gleason, Hammond, Hampton, Hankerd, Hayes, Holman, Honk, Howell, Johnson, Kelly, Kirkpatrick, Lincoln, Malcolm,	Mr. Manwaring, Markey, McCormick, McGregor, McNabb, North, Northwood, O'Keefe, Oviatt, Parkhurst, Post, Powers, Richardson, Rumsey,	Mr. Sellers, Shorts, Snyder, Stark, Swift, Town, Ulrich, Watson, Wellman, Williams, Wilson, Wood, Woodruff, Wright,	58
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The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 4, 1885. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following joint resolution:

Senate joint resolution No. 10, entitled

Joint resolution for the payment of expenses incurred in examinations of charges against Nelson DeLong, mayor of the city of Muskegon;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The joint resolution was read a first and second time by its title and referred to the committee on judiciary.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 4, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following joint resolution: House joint resolution No. 27 (File No. 14), entitled

Joint resolution to define the methods of securing the doors to the rooms in which inmates are confined at the Industrial Home for Girls, and to provide for fire-escapes at said Industrial Home for Girls,

And to inform the House that the Senate has amended the same by adding to the end thereof the following:

*"And be it further resolved,* That there shall be appropriated the sum of one thousand dollars, or so much thereof as may be necessary, for said fire escapes and locks, to be paid out of the general fund not otherwise appropriated ;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Mr. Watson moved to suspend the rule requiring amendments made to bills by the Senate to be laid over one day;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Watson,

The House concurred, a majority of all the members elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Adams,	Mr. Divine,	Mr. Malcolm,	Mr. Sellers,
Baker,	Dodge,	Markey,	Shorts,
Bates,	Dunbar,	Mason,	Snyder,
Beecher,	Eldred,	McCormick,	Stark,
Beekman,	Engleman,	McGregor,	Sutton,
Bentley,	Estee,	McNabb,	Swift,
Blacker,	Gardner,	North,	Town,
Brandon,	Gleason,	Northwood,	Watson,
Cannon,	Hammond,	Oviatt,	Wellman,
Carlton,	Harper,	Parkhurst,	Williams,
Case, A. T.,	Holman,	Post,	Wilson,
Case, J. A.,	Johnson,	Potter,	Woodruff,
Chapman,	Jones,	Powers,	Wright,
Cross,	Kirkpatrick,	Richardson,	Speaker,
Davis,	Lincoln,		

58

#### NAYS.

0

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing June 4, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 109 (File No. 64), entitled

A bill to provide for the adjudication and payment of certain claims for State bounties due to Michigan soldiers and supposed to have been paid by the State upon forged or fraudulent vouchers,

And to inform the House that the Senate has amended the same as follows:

1. By striking out of section 1, line 1, the word "military" and the word "this" and inserting the word "auditors" after "State" at the end of said line;

2. By striking out of section 1, line 2, the words "as constituted by the laws thereof, shall," and also striking out of lines 2 and 3 the words "constituted a board of auditors and adjudicators" and inserting in lieu of the latter words the words "authorized and instructed;"

3. By striking out entire sections 3 and 6;

4. By inserting in section 5, after the word "that" in line 1, the words "the bounty due;"

5. By striking out of lines 2 and 3, section 5, the words "defrauded out of his bounty, and that the same has been," and the words "or that he has been otherwise defrauded," and inserting in lieu thereof the words "upon forged or fraudulent vouchers;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Mr. Parkhurst moved to suspend the rule requiring amendments made to bills by the Senate to be laid over one day;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on concurring in the amendments made by the Senate to the bill,

On motion of Mr. Parkhurst,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

#### YEAS.

Mr. Adams,	Mr. Davis,	Mr. Kirkpatrick,	Mr. Powers,
Baker,	Divine,	Lincoln,	Richardson,
Bates,	Dodge,	Malcolm,	Sellers,
Beecher,	Dunbar,	Manwaring,	Shorts,
Beekman,	Eldred,	Markey,	Stark,
Bentley,	Engleman,	Mason,	Sutton,
Blacker,	Eatee,	McClelend,	Swift,
Campbell,	Gardner,	McCormick,	Town,
Cannon,	Gibbs,	McNabb,	Watson,
Carlton,	Gleason,	North,	Wellman,
Case, A. T.,	Hammond,	Northwood,	Woodruff,
Case, J. A.,	Hampton,	Oviatt,	Wright,
Chapman,	Harper,	Parkhurst,	Speaker,
Cross,	Hayes,	Potter,	

55

#### NAYS.

Mr. Holman,

1

The bill was then referred to the committee on engrossment and enrollment for enrollment.

#### THIRD READING OF BILLS.

Senate bill No. 353 (File No. 201), entitled

A bill to amend section 4304 of the compiled laws of 1871, being section

§774 of Howell's Annotated Statutes, relative to determination of all estates at will or by sufferance,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Adams,	Mr. Dunbar,	Mr. Jones,	Mr. Post,
Baker,	Eldred,	Kirkpatrick,	Potter,
Bates,	Engleman,	Lincoln,	Powers,
Beecher,	Estee,	Malcolm,	Sellers,
Beekman,	Gardner,	Manwaring,	Shorts,
Bentley.	Gibbs,	Markey,	Stark,
Blacker,	Gleason,	Mason,	Town,
Brown,	Hammond,	McClelend,	Ulrich,
Cannon,	Hampton,	McGregor,	Watson,
Case, J. A.,	Harper,	McNabb,	Williams,
Chapman,	Hayes,	Northwood,	Wilson,
Cross,	Holman,	Oviatt,	Wood,
Davis,	Howell,	Parkhurst,	Speaker,
Divine,			

53

## NAYS.

Mr. Wright,

1

Title agreed to.

Senate bill No. 105 (File No. 190), entitled

A bill to authorize the specific performance by guardians of insane and incompetent persons, of contracts made by their wards, for the conveyance of real estate,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Adams,	Mr. Crozer,	Mr. Jones,	Mr. Powers,
Baker,	Divine,	Kirkpatrick,	Richardson,
Bates,	Dunbar,	Lincoln,	Sellers,
Beecher,	Eldred,	Malcolm,	Snyder,
Beekman,	Estee,	Manwaring,	Sutton,
Blacker,	Gardner,	Markey,	Swift,
Brown,	Gibbs,	Mason,	Town,
Campbell,	Gleason,	McClelend,	Ulrich,
Cannon,	Hammond,	McNabb,	Waltz,
Carlton,	Hampton,	Northwood,	Watson,
Case, J. A.,	Hayes,	Oviatt,	Wellman,
Chapman,	Holman,	Parkhurst,	Wilson,
Coleman,	Houk,	Post,	Woodruff,
Collins,	Howell,	Potter,	Speaker,
Cross,	Johnson,		

58

## NAYS.

0

Title agreed to.

Senate bill No. 123 (File No. 144), entitled

A bill to amend section 2 of chapter 165 of the compiled laws of 1871,

being section 6109 of Howell's Annotated Statutes, relative to adjournment of sales of real estate on execution,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Divine,	Mr. Kirkpatrick,	Mr. Richardson,
Baker,	Dunbar,	Malcolm,	Rumsey,
Bates,	Eldred,	Manwaring,	Snyder,
Beecher,	Engleman,	Markey,	Stark,
Beekman,	Estee,	Mason,	Sutton,
Bentley,	Gardner,	McOlelend,	Swift,
Campbell,	Gibbs,	McCormick,	Town,
Cannon,	Gleason,	McGregor,	Ulrich,
Carlton,	Hammond,	McNabb,	Waltz,
Case, A. T.,	Hampton,	Northwood,	Watson,
Chapman,	Haukerd,	O'Keefe,	Wellman,
Coleman,	Hayes,	Parkhurst,	Williams,
Collins,	Holman,	Post,	Wilson,
Cross,	Houk,	Potter,	Woodruff,
Crozer,	Johnson,	Powers,	Speaker,
Davis,			

61  
0

## NAYS.

Title agreed to.

Senate bill No. 122 (File No. 145), entitled

A bill to amend section 3 of act No. 193 of the session laws of 1867, being section 8020 of Howell's Annotated Statutes of 1882, relative to attachment:

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Davis,	Mr. Johnson,	Mr. Rumsey,
Bates,	Divine,	Kirkpatrick,	Sellers,
Beecher,	Dodge,	Lincoln,	Snyder,
Beekman,	Eldred,	Malcolm,	Stark,
Bentley,	Engleman,	Manwaring,	Sutton,
Campbell,	Estee,	Markey,	Town,
Carlton,	Ford,	Mason,	Ulrich,
Case, A. T.,	Gardner,	McOlelend,	Waltz,
Case, J. A.,	Gibbs,	McCormick,	Wellman,
Case, O. N.,	Gleason,	McGregor,	Williams,
Chapman,	Hammond,	Northwood,	Wood,
Coleman,	Haukerd,	Oviatt,	Woodruff,
Cross,	Hayes,	Parkhurst,	Speaker,
Crozer,	Howell,	Powers,	

55

## NAYS.

Mr. Baker,	Mr. Holman,	Mr. Richardson,	Mr. Webber,
Cannon,	Houk,	Swift,	Wilson,
Dunbar,	McNabb,	Watson,	Wright,
Hampton,	Potter,		

14

On motion of Mr. Sellers,  
The House took up

MESSAGES FROM THE SENATE.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 5, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to re-return to the House the following concurrent resolution:

*Resolved* (the Senate concurring), That from and after Wednesday June 17, 1885, the two branches of this legislature will transact no other business than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the Journals by the Secretary of the Senate and the Clerk of the House, and the time of final adjournment of this Legislature shall be Saturday, June 20, at 12 M. on that day,

Which the Senate amended so as to read as follows, as shown by prior message:

*Resolved* (the Senate concurring), That from and after Saturday, June 13, 1885, the two branches of this Legislature will transact no other business than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the Journals by the Secretary of the Senate and the Clerk of the House, and the time of final adjournment of this Legislature shall be Wednesday, June 17, at 12 M., on that day;

And now to inform the House that the Senate has receded from its said amendment, and in the adoption of the original resolution has concurred.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The resolution was referred to the committee on engrossment and enrollment for enrollment.

UNFINISHED BUSINESS,

Being the consideration of the following:

Senate amendment to

House bill No. 86 (File No. 355), entitled

A bill to authorize the establishment of a home for disabled volunteer soldiers, sailors, and marines in the State of Michigan;

Which had been reported as follows:

1. By inserting in line 3, section 1, the word "one" in lieu of the word "two," and after the word "same," in the fifth line the following: "And the further sum of \$50,000.00, or so much thereof as may be necessary, for the purpose of maintaining such soldiers' home for the years 1885 and 1886: *Provided*, That the board may use \$10,000 of the above, or so much as may be needed to support or maintain such persons as are entitled to support under this act, up to the time the home is ready for occupancy, in such manner and such place as the board may deem best;"

2. By striking out of line 6, section 1, the words "twenty-five," and inserting in lieu thereof the word "ten;"



3. By striking out of line 7, section 1, the words "seventy-five," and inserting in lieu thereof the word "forty;"

4. By striking out in line 2, section 7, the word "February," and inserting the word "March" in lieu thereof.

5. By striking out of the written amendment to line 2, section 10, the words "a disabled," and inserting in lieu thereof the words "an ex-officer;" and by striking out of the amendment to line 3 the word "disabled," and inserting in lieu thereof the words "ex-officers;"

6. By striking out of line 3, section 13, the words "twenty-five," and inserting in lieu thereof the word "ten;"

7. By striking out of line 6, section 13, the words "seventy-five," and inserting in lieu thereof the word "forty;"

And to inform the House that the Senate has amended the title by striking out the word "volunteer."

The question being on concurring in the amendments made by the Senate to the bill,

On motion of Mr. Northwood,

The House concurred, a majority of all the members elect voting therefor by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Divine,	Mr. Kelly,	Mr. Snyder,
Baker,	Dodge,	Kirkpatrick,	Stark,
Bates,	Dunbar,	Malcolm,	Sutton,
Beecher,	Egan,	Manwaring,	Swift,
Bentley,	Eldred,	McClelland,	Town,
Boynton,	Engleman,	McCormick,	Ulrich,
Brandon,	Ford,	McKie,	Waltz,
Brown,	Gardner,	McNabb,	Watson,
Campbell,	Gibbs,	North,	Wellman,
Carlton,	Gleason,	Northwood,	Williams,
Chapman,	Hammond,	Parkhurst,	Wilson,
Coleman,	Hankerd,	Potter,	Wood,
Collins,	Houk,	Powers,	Woodruff,
Crozer,	Howell,	Rumsey,	Wright,
Cross,	Johnson,	Sellers,	Speaker,
Diekema,	Jones,	Shorts,	63

#### NAYS.

Mr. Beekman,	Mr. Case, A. T.,	Mr. Holman,	Mr. Richardson,
Cannon,	Hampton,		6

The question being on agreeing to the title,

The title as amended was then agreed to.

The bill was then referred to the committee on engrossment and enrollment and enrollment.

The Speaker called the Speaker *pro tem.* to the chair.

Also the following;

Senate amendment to

Senate bill No. 202 (File No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan;

For which the House adopted a substitute as follows:

House substitute for

Senate bill No. 202 (File No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan;

Which substitute is as follows:

SECTION 1. *The People of the State of Michigan enact*, That there shall be and is hereby appropriated out of the State treasury, for the use and maintenance of the University of Michigan, the following sums, to-wit: For the year 1885, \$56,000, and for the year 1886, \$51,500, for the following purposes:

For repairs and contingent expenses for the year 1885 the sum of \$16,000, and for the year 1886 the sum of \$16,000.

For books for libraries for the year 1885 the sum of \$5,000, and for the year 1886 the sum of \$5,000.

For homœopathic college and hospital for the year 1885 the sum of \$6,200, and for the year 1886 the sum of \$6,200.

For the University hospital for the year 1885 the sum of \$5,000, and for the year 1886 the sum of \$5,000.

For the dental college for the year 1885 the sum of \$8,000, and for the year 1886 the sum of \$8,000.

For a clock for the University the sum of \$2,000 for the year 1885.

For assistance in engineering laboratory for the year 1885 the sum of \$1,000, and for the year 1886 the sum of \$1,000.

For increase in the salaries of the law professors for the year 1885 the sum of \$2,800, and for the year 1886 the sum of \$2,800.

Also in 1886 a sum not exceeding \$2,500 for the removal of the gifts of Mr. Rogers, and providing that only so much of said sum as is needed for the purpose shall be drawn by the University.

For engineering laboratory for the year 1885 the sum of \$10,000, and for the year 1886 the sum of \$5,000.

SEC. 2. There shall be assessed upon the taxable property of the State in the year 1885 the sum of \$56,000, and in the year 1886 the sum of \$51,500, which sums shall be assessed, levied, and collected in the same manner as other State taxes are assessed, levied, and collected, and which taxes when collected shall be credited up to the general fund to reimburse the same for the amount drawn therefrom, as provided in section 1 of this act;

And which substitute the Senate amended, as shown by message of June 4, as follows:

1. By striking out of the first paragraph of section 1, the sums "\$56,000" and "\$51,000," and inserting in lieu thereof the sums "\$67,500" and "\$56,000," respectively.

2. By adding to section 1 the following paragraphs containing items of appropriation, viz.:

"For repairs of buildings for the year 1885 the sum of \$2,500, and for the year 1886 the sum of \$2,500."

For additional assistance in mechanical laboratory for the year 1886, the sum of \$3,000."

The sum of ten thousand dollars is hereby appropriated for the erection, equipment, and maintenance of a gymnasium, to be constructed and controlled by the Regents, as a part of the University: *Provided*, That this appropriation is made upon the express condition that the Athletic Association of the

University of Michigan shall pay to the treasurer of the University the sum of four thousand two hundred dollars, which shall become a part of the gymnasium fund, together with such sums as may be hereafter paid to the treasurer by the said Athletic Association of the State of Michigan, the whole to be under the control and subject to the order of the Regents for uses and purposes of the gymnasium as above set forth;

3. Amend section 2 by striking out the sums "\$56,000" and "\$51,500," and inserting in lieu thereof the sums "\$67,500" and "\$56,000."

The question being on concurring in the amendment made by the Senate to the bill,

Mr. Parkhurst demanded a division of the question, so as to consider each of the items separately.

The question being taken first on agreeing to the following:

"For repairs of buildings for the year 1885 the sum of \$2,500, and for the year 1886 the sum of \$2,500,"

The House non-concurred, a majority of all the members elect not voting therefor by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Cross,	Mr. Howell,	Mr. Town,
Baker,	Crozer,	Kirkpatrick,	Ulrich,
Bates,	Diekema,	Markey,	Waltz,
Brandon,	Estee,	McNabb,	Wilson,
Carlton,	Ford,	North,	Woodruff,
Case, J. A.,	Hampton,	Parkhurst,	Wright,
Case, O. N.,	Harper,	Post,	Speaker,
Collins,	Hayes,	Sutton,	

31

## NAYS.

Mr. Beecher,	Mr. Dunbar,	Mr. Manwaring,	Mr. Sellers,
Beekman,	Eldred,	McClelland,	Shorts,
Brant,	Gardner,	McCormick,	Snyder,
Brown,	Gibbs,	McGregor,	Stark,
Campbell,	Gleason,	McKie,	Swift,
Cannon,	Hammond,	Northwood,	Watson,
Case, A. T.,	Houk,	Oviatt,	Webber,
Chapman,	Johnson,	Potter,	Wellman,
Coleman,	Jones,	Richardson,	Williams,
Divine,	Lincoln,	Rumsey,	Wood,
Dodge,	Malcolm,		

42

The question being next taken on concurring in the following:

"For additional assistance in mechanical laboratory for the year 1886, the sum of \$3,000,"

The House non-concurred, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Davis,	Mr. Howell,	Mr. Town,
Baker,	Estee,	Markey,	Ulrich,
Carlton,	Ford,	McNabb,	Waltz,
Case, J. A.,	Harper,	North,	Wellman,
Case, O. N.,	Hayes,	Parkhurst,	Wilson,
Collins,	Holman,	Shorts,	Wright,
Cross,	Houk,	Sutton,	

27

## NAYS.

Mr. Bates,	Mr. Divine,	Mr. Malcolm,	Mr. Rumsey,
Beekman,	Dodge,	Manwaring,	Sellers,
Bentley,	Dunbar,	McClelend,	Snyder,
Blacker,	Eldred,	McCormick,	Stark,
Brown,	Gardner,	McGregor,	Swift,
Campbell,	Gibbs,	Northwood,	Watson,
Cannon,	Gleason,	Oviatt,	Webber,
Case, A. T.,	Hammond,	Potter,	Williams,
Chapman,	Johnson,	Powers,	Wood,
Coleman,	Jones,	Richardson,	Woodruff,
Crozer,	Lincoln,		

42

The question being then taken on concurring in the following:

The sum of ten thousand dollars is hereby appropriated for the erection, equipment, and maintenance of a gymnasium, to be constructed and controlled by the Regents, as a part of the University: *Provided*, That this appropriation is made upon the express condition that the Athletic Association of the University of Michigan shall pay to the treasurer of the University the sum of four thousand two hundred dollars, which shall become a part of the gymnasium fund, together with such sums as may be hereafter paid to the treasurer by the said Athletic Association of the State of Michigan; the whole to be under the control and subject to the order of the Regents for uses and purposes of the gymnasium as above set forth,

The House non-concurred, a majority of all the members elect not voting therefor by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Harper,	Mr. North,	Mr. Ulrich,
Case, J. A.,	Hayes,	Richardson,	Waltz,
Collins,	Howell,	Shorts,	Wilson,
Crozer,	Kirkpatrick,	Sutton,	Wright,
Diekema,	McNabb,		

18

## NAYS.

Mr. Baker;	Mr. Divine,	Mr. Manwaring,	Mr. Snyder,
Bates,	Dunbar,	McClelend,	Stark,
Beecher,	Eldred,	McCormick,	Swift,
Beekman,	Estee,	McGregor,	Town,
Blacker,	Gardner,	Northwood,	Watson,
Brown,	Gibbs,	Oviatt,	Webber,
Campbell,	Hammond,	Parkhurst,	Wellman,
Cannon,	Hampton,	Potter,	Williams,
Carlton,	Johnson,	Powers,	Wood,
Case, A. T.,	Jones,	Rumsey,	Woodruff,
Chapman,	Lincoln,	Sellers,	Speaker,
Coleman,	Malcolm,		

46

Also the following:

Senate amendment to

House bill No. 547 (File No. 159), entitled

A bill to provide for the protection of hotel keepers;

Which had been reported as follows:

By adding to the end thereof the following proviso :

"*Provided*, That the provisions of this act shall not apply to boarders at any hotel by the week or month."

The question being on concurring in the amendment made by the Senate to the bill,

The House non-concurred, a majority of all the members elect not voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Beecher,	Mr. Divine,	Mr. Johnson,	Mr. Town,
Beekman,	Dodge,	Mason,	Waltz,
Blacker,	Ford,	McClelland,	Watson,
Campbell,	Gardner,	Parkhurst,	Wilson,
Case, A. T.,	Gleason,	Snyder,	Wood,
Coleman,	Howell,	Stark,	Speaker
Davis,			<i>pro tem.</i> , 25

#### NAYS.

Mr. Adams,	Mr. Crozer,	Mr. Jones,	Mr. Rumsey,
Bates,	Dunbar,	Kirkpatrick,	Shorts,
Bentley,	Eldred,	McCormick,	Sutton,
Brown,	Estee,	McNabb,	Swift,
Carlton,	Hammond,	North,	Ulrich,
Case, O. N.,	Hampton,	Oviatt,	Wellman,
Chapman,	Harper,	Potter,	Williams,
Collins,	Hayes,	Powers,	Woodruff,
Cross,	Holman,	Richardson,	Wright, 36

#### GENERAL ORDER.

On motion of Mr. Oviatt,

The House went into committee of the whole on the general order.

The committee having had leave to sit again for the consideration of Senate bill No. 93 (File No. 66),

Mr. Sellers being in the chair,

Mr. Sellers continued in the chair.

After some time spent therein the committee rose, and through their chairman made the following report :

The committee of the whole have had under consideration the following :

1. Senate bill No. 93 (File No. 66), entitled

A bill to amend sections 2, 3 (as amended by act No. 22 of the session laws of 1883), and 5 of act No. 127 of the session laws of 1879, entitled "An act to provide for inspection of illuminating oils manufactured from petroleum or coal oils, and to repeal act No. 181 of the session laws of 1875, approved May 1, 1875, and act No. 196 of the session laws of 1877, approved May 22, 1877," being sections 1538, 1539, and 1541 of Howell's Annotated Statutes of Michigan ;

2. House bill No. 363 (File No. 395), entitled

A bill to detach certain portions of territory from the county of Mackinac and to attach the same to the county of Chippewa :

3. House joint resolution No. 30 (File No. 21), entitled

Joint resolution to amend sections 6, 7, 8, 9, 10, and 11, of article 10 of the constitution of the State of Michigan ;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

The committee of the whole have also had under consideration the following:

4. Senate bill No. 141 (File No. 217), entitled

A bill to provide for bringing suits against coöperative and mutual benefit insurance societies and associations organized under the laws of other States or territories and doing business in this State;

5. Senate bill No. 242 (File No. 149), entitled

A bill to amend section 2 of chapter 4 of act No. 326 of the session laws of 1883, entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883;

6. House bill No. 571 (File No. 413), entitled

A bill to provide for the for the purchase of certain lands adjoining lands now owned by the Michigan State Prison at Jackson, and for the sale of certain lands owned by the State of Michigan;

7. Senate bill No. 203 (File No. 192), entitled

A bill to amend section 708 of the compiled laws of 1871, being section 746 of Howell's Annotated Statutes, "relating to the powers and duties of townships, and election and duties of township officers;"

8. House bill No. 198 (File No. 419), entitled

A bill to amend sections 7, 25, and 34, of an act entitled "An act for the reorganization of the military forces of the State of Michigan," approved January 18, 1862, being sections 874, 892, and 901, of Howell's Annotated Statutes;

9. House bill No. 481 (File No. 421), entitled

A bill to regulate the appointments made by the Governor of this State of the members of the boards in control and trustees in charge of the several State institutions;

10. Senate bill No. 367 (File No. 244), entitled

A bill to define and fix the boundary lines between school district number 1 and school district number 2, in the township of Portage, in the county of Houghton;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following;

11. House bill No. 175 (File No. 396), entitled

A bill to provide for straightening and deepening the channel of Black river, in the townships of Wheatland, Custer, and Bridgehampton, in Sanilac county, and making appropriation of State swamp lands to aid the work,

And have directed their chairman to report the same back to the House with the recommendation that it be laid on the table.

L. M. SELLERS, *Chairman.*

Report accepted and committee discharged.

Mr. Estee moved that

The House concur in the action of the committee in striking out all after the enacting clause of the first named bill.

Mr. Dodge demanded the yeas and nays.

The demand was seconded, and the motion to concur did not prevail, by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Chapman,	Mr. Holman,	Mr. Post,
Baker,	Cross,	Houk,	Shorts,
Bates,	Orozer,	Howell,	Swift,
Beecher,	Diekema,	Jones,	Town,
Beekman,	Divine,	Manwaring,	Watson,
Brandon,	Estee,	Markey,	Wellman,
Brown,	Ford,	McCormick,	Wood,
Cannon,	Gibbs,	Oviatt,	Woodruff,
Case, A. T.,	Hayes,	Parkhurst,	35

## NAYS.

Mr. Bentley,	Mr. Egan,	Mr. Kirkpatrick,	Mr. Rumsey,
Boynton,	Eldred,	Lincoln,	Sellers,
Brant,	Engleman,	Mason,	Snyder,
Campbell,	Gardner,	McClelland,	Stark,
Carlton,	Hammond,	McNabb,	Sutton,
Case, O. N.,	Hampton,	Northwood,	Ulrich,
Collins,	Hankerdt,	O'Keefe,	Waltz,
Dodge,	Harper,	Powers,	Williams,
Dunbar,	Johnson,	Richardson,	Wright, 36

The bill was placed on the order of third reading.

On motion of Mr. Mason,

The House concurred in the action of the committee in striking out all after the enacting clause of the second named bill, and

The title and enacting clause were laid on the table.

On motion of Mr. Howell,

The House concurred in the action of the committee in striking out all after the enacting clause of the third named joint resolution, and

The title and enacting clause were laid on the table.

The fourth, fifth, sixth, seventh, eighth, ninth, and tenth named bills were placed on the order of third reading.

On motion of Mr. O'Keefe,

The House concurred in the recommendation of the committee relative to the eleventh named bill, and it was laid on the table.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 148 (File No. 152), entitled

A bill to provide for the incorporation of societies to promote the interests of trade and labor;

Also,

House bill No. 513 (File No. 335), entitled

A bill to amend section 4368 of the compiled laws of 1871, being section 5838 of Howell's Statutes, relative to the appointment of administrators with the will annexed in estates of deceased persons;

Also,

House bill No. 388 (File No. 246), entitled

A bill to provide for the retirement of aged and disabled firemen, and the payment of pensions to the wives and children of deceased firemen killed in the service of the city of Detroit;

Also,

House bill No. 498 (File No. 306), entitled

A bill to amend chapter 146 of the compiled laws of 1871, being an act for the collection of tolls and for the care, charge and operating of St. Mary's Falls ship canal, as amended by act No. 177 of the session laws of 1865, by act No. 118 of the session laws of 1877, and by act No. 59 of the session laws of 1879, being chapter 211 of Howell's Annotated Statutes, by adding one new section thereto, to be known as section 11, authorizing any member of the board of control of said canal to administer oaths to witnesses brought before such board.

FLOYD L. POST, *Acting Chairman.*

Report accepted.

On motion of Mr. Brandon,

The House took a recess until 2 o'clock P. M.

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AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the

GENERAL ORDER.

On motion of Mr. Ford,

The House went into committee of the whole, on the general order.

Whereupon the Speaker called Mr. Markey to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

1. Senate bill No. 114 (File No. 158), entitled

A bill requiring all State institutions to submit their estimates of current expenses to the State Board of Corrections and Charities;

2. Senate bill No. 310 (File No. 166), entitled

A bill to amend sections 10 and 12 of chapter 268, compiled laws of 1871, being compiler's sections 8135 and 8137 as amended by act 84 public acts of 1877, relative to the Reform School, being sections 9817 and 9819 of Howell's Annotated Statutes of 1882;

3. Senate bill No. 55 (File No. 199), entitled

A bill to prohibit the use of the words "warranty deed" or similar words on any deed except on warranty deeds;

4. Senate bill No. 157 (File No. 109), entitled

A bill to amend Sec. 15 of chapter 259 of the compiled laws of 1871, being section 9.68 of Howell's Annotated Statutes, relative to the exclusion of witnesses and spectators during trials before magistrates;

5. Senate bill No. 196 (File No. 174), entitled

A bill to amend sections 6947 and 6948 of Howell's Annotated Statutes, being compiler's sections 5382 and 5383 of the compiled laws of 1871, relative to assignment of judgments in justices' courts;



## YEAS.

Mr. Adams,	Mr. Chapman,	Mr. Holman,	Mr. Post,
Baker,	Cross,	Houk,	Shorts,
Bates,	Orozer,	Howell,	Swift,
Beecher,	Diekema,	Jones,	Town,
Beekman,	Divine,	Manwaring,	Watson,
Brandon,	Estee,	Markey,	Wellman,
Brown,	Ford,	McCormick,	Wood,
Cannon,	Gibbs,	Oviatt,	Woodruff,
Case, A. T.,	Hayes,	Parkhurst,	35

## NAYS.

Mr. Bentley,	Mr. Egan,	Mr. Kirkpatrick,	Mr. Ramsey,
Boynton,	Eldred,	Lincoln,	Sellers,
Brant,	Engleman,	Mason,	Snyder,
Campbell,	Gardner,	McClelland,	Stark,
Carlton,	Hammond,	McNabb,	Sutton,
Case, O. N.,	Hampton,	Northwood,	Ulrich,
Collins,	Hankerd,	O'Keefe,	Waltz,
Dodge,	Harper,	Powers,	Williams,
Dunbar,	Johnson,	Richardson,	Wright, 36

The bill was placed on the order of third reading.

On motion of Mr. Mason,

The House concurred in the action of the committee in striking out all after the enacting clause of the second named bill, and

The title and enacting clause were laid on the table.

On motion of Mr. Howell,

The House concurred in the action of the committee in striking out all after the enacting clause of the third named joint resolution, and

The title and enacting clause were laid on the table.

The fourth, fifth, sixth, seventh, eighth, ninth, and tenth named bills were placed on the order of third reading.

On motion of Mr. O'Keefe,

The House concurred in the recommendation of the committee relative to the eleventh named bill, and it was laid on the table.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 148 (File No. 152), entitled

A bill to provide for the incorporation of societies to promote the interests of trade and labor;

Also,

House bill No. 513 (File No. 335), entitled

A bill to amend section 4368 of the compiled laws of 1871, being section 5838 of Howell's Statutes, relative to the appointment of administrators with the will annexed in estates of deceased persons;

Also,

House bill No. 388 (File No. 246), entitled

A bill to provide for the retirement of aged and disabled firemen, and the payment of pensions to the wives and children of deceased firemen killed in the service of the city of Detroit;

Also,

House bill No. 498 (File No. 306), entitled

A bill to amend chapter 146 of the compiled laws of 1871, being an act for the collection of tolls and for the care, charge and operating of St. Mary's Falls ship canal, as amended by act No. 177 of the session laws of 1865, by act No. 118 of the session laws of 1877, and by act No. 59 of the session laws of 1879, being chapter 211 of Howell's Annotated Statutes, by adding one new section thereto, to be known as section 11, authorizing any member of the board of control of said canal to administer oaths to witnesses brought before such board.

FLOYD L. POST, *Acting Chairman.*

Report accepted.

On motion of Mr. Brandon,

The House took a recess until 2 o'clock P. M.

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AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the

GENERAL ORDER.

On motion of Mr. Ford,

The House went into committee of the whole, on the general order.

Whereupon the Speaker called Mr. Markey to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

1. Senate bill No. 114 (File No. 158), entitled

A bill requiring all State institutions to submit their estimates of current expenses to the State Board of Corrections and Charities;

2. Senate bill No. 310 (File No. 166), entitled

A bill to amend sections 10 and 12 of chapter 268, compiled laws of 1871, being compiler's sections 8135 and 8137 as amended by act 84 public acts of 1877, relative to the Reform School, being sections 9817 and 9819 of Howell's Annotated Statutes of 1882;

3. Senate bill No. 55 (File No. 199), entitled

A bill to prohibit the use of the words "warranty deed" or similar words on any deed except on warranty deeds;

4. Senate bill No. 157 (File No. 109), entitled

A bill to amend Sec. 15 of chapter 259 of the compiled laws of 1871, being section 9-68 of Howell's Annotated Statutes, relative to the exclusion of witnesses and spectators during trials before magistrates;

5. Senate bill No. 196 (File No. 174), entitled

A bill to amend sections 6947 and 6948 of Howell's Annotated Statutes, being compiler's sections 5382 and 5383 of the compiled laws of 1871, relative to assignment of judgments in justices' courts;

## 6. Senate bill No. 163 (File No. 215), entitled

A bill to amend section 29 of chapter 202 of the compiled laws of 1871, relative to garnishees, being section 8085 of Howell's Annotated Statutes;

## 7. House bill No. 545 (File No. 418), entitled

A bill to amend section 10 of an act entitled "An act authorizing the formation of partnership associations in which the capital subscribed shall alone be responsible for the debts of the association, except under certain circumstances, approved May 22, 1877, being section 2374, Howell's Statutes;

## 8. Senate bill No. 154, entitled

A bill to organize the township of Ironwood, county of Ontonagon;

## 9. House bill No. 723 (File No. 426), entitled

A bill to prevent sheriffs, constables, and coroners from hiding or concealing goods and chattels taken on execution, and to punish as a misdemeanor, such action on their part;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following:

## 10. House bill No. 484 (File No. 424), entitled

A bill to provide for the publication of the proceedings of village councils and township boards;

## 11. House bill No. 668 (File No. 393), entitled

A bill to amend certain sections of an act entitled "An act to organize a union school district of Bay City," approved March 20, 1867;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following:

## 12. House bill No. 596 (File No. 391), entitled

A bill to change the rights of married women after the decease of their husbands, relative to the distribution of real property by amending chapter 161 of the compiled laws of 1871, and being chapter 217 Howell's Annotated Statutes of 1882, by adding a new section to stand as section 30 and compiler's section 5761½;

## 13. Senate bill No. 161 (File No. 200), entitled

A bill to amend act 137, of the laws of 1849, by adding a new section thereto, to stand as section 28, relative to authorizing proceedings against garnishees and for other purposes;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

The committee of the whole have also had under consideration the following:

## 14. House bill No. 594 (File No. 390), entitled

A bill to amend section 1, of chapter 156, of the compiled laws of 1871, being section 1, of chapter 222, of Howell's Annotated Statutes, relative to administration and distribution of estates of intestates,

And have directed their chairman to report the same back to the House with the recommendation that it be laid on the table.

The committee of the whole have also had under consideration the following:

## 15. House bill No. 652 (File No. 416), entitled

A bill to amend act 89, laws of 1883, providing for the incorporation of the the supreme tent, great camps, junior camps, and subordinate tents of the Knights of the Maccabees of the World;

And have directed their chairman to report the same back to the House, with the recommendation that its further consideration be indefinitely postponed.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The first, second, third, fourth, fifth, sixth, seventh, eighth, and ninth named bills were placed on the order of third reading.

The question being on concurring in the amendments made by the committee to the tenth named bill,

On motion of Mr. Wood,

The further consideration of the bill was indefinitely postponed.

On motion of Mr. Wright,

The House concurred in the amendments made by the committee to the eleventh named bill and it was placed on the order of third reading.

Mr. Ford moved that the House concur in the action of the committee in striking out all after the enacting clause of the twelfth named bill.

Mr. Parkhurst demanded the yeas and nays.

The demand was not seconded.

The House then concurred in the action of the committee in striking out all after the enacting clause of the bill, and

The title and enacting clause were laid on the table.

On motion of Mr. Dodge,

The House concurred in the recommendation of the committee relative to the fourteenth named bill, and it was laid on the table.

On motion of Mr. Bates,

The House concurred in the recommendation of the committee relative to the fifteenth named bill, and its further consideration was indefinitely postponed.

The question being on concurring in the action of the committee in striking out all after the enacting clause of the thirteenth named bill,

The action of the committee was not concurred in.

The bill was placed on the order of third reading, and

On motion of Mr. Adams,

The bill was ordered printed at length in the Journal, as follows:

A BILL to amend section 25 of act 137 of the laws of 1849, relative to authorizing proceedings against garnishees and for other purposes, and to add a new section thereto to stand as section 28.

SECTION 1. *The People of the State of Michigan enact*, That section 25 of act 137 of the laws of 1849, being section 8055 of Howell's Annotated Statutes of 1882 be amended and a new section added to said act to stand as section 28, said sections respectively to read as follows:

SEC. 25. Corporations (whether foreign or domestic), other than municipal, may be proceeded against as garnishees, in the same manner and with like effect, as individuals under the provisions of this act and the rules of law regulating proceedings against corporations, and the summons against the garnishee in such case may be served on the president, cashier, secretary, treasurer, general or special agent, superintendent (chief clerk), or other principal officer of such incorporation, and it shall be the duty of such officer so sued, or of the proper officer of

such corporation having knowledge of the facts, to appear before the justice at the return day of such summons; or in case such corporation has its business office in any township other than that in which said justice holds his office to answer at his option, in writing, verified by his oath, before some person authorized to administer oaths, and transmit the same, by mail or otherwise, to the justice issuing said summons, on or before the return day thereof, which shall be deemed a sufficient compliance with such summons; and unless he shall so appear, or so answer, such corporation shall be held to be indebted to the defendant on the original suit to the amount of any judgment that may be made against such defendant in said original suit, unless within three days after the return day of such summons such corporation shall by such officers show a sufficient reason, to the satisfaction of the justice, for not appearing to answer such summons, and shall then appear and answer said summons; and the justice shall thereupon, on the third secular day, render judgment against such corporation, as against other garnishees, for the amount of such debt, and with like effect; but on such cause shown, such officer may be examined as other garnishees, and with like effect as against the corporation he represents. Such corporation, or the plaintiff in such suit, may appeal from such judgment rendered under this section to the circuit court of the proper county, in the same manner as appeals may be taken from any other judgments of a justice of the peace, where the liability of such corporation may be fully enquired into: *Provided*, As provided by law, that when such corporation shall wish to appeal, in cases where they have not answered as garnishees, they shall, in addition to the other requirements of law, file with the justice a full and complete answer, in writing, as such garnishee, verified by the oath of one of the officers having knowledge of the facts, which said officer shall also answer under oath all questions put to him by such justice relating to the matter of such suit: and thereupon the said justice shall, within the time required for making such return of such appeal, at the option of the plaintiff, either make such returns or set aside the judgment rendered against said corporation, by entry thereof upon his docket and across the face of such judgment, in which event the said corporation, if it has not already paid all costs in such suit, shall be liable for the same.

SEC. 28. When the examination or disclosure of the garnishee shall disclose that any other person or corporation than the defendant claims in whole or in part the money, property, or indebtedness due by him, or in his possession, and the name and residence of such claimant, the garnishee may deliver such money, property, or indebtedness to the justice, who shall cause to be served on such claimant a written notice to appear in said court and maintain his said claim; such notice shall contain the name of the parties to the principal and garnishee suits, the name and place of residence of the justice, the return day or adjourned day of the garnishee suit, and the substance or a copy of the disclosure, and shall be served at least ten days before the return or adjourned day of the garnishment suit; the notice may be served in the same or any adjoining county; in other respects it shall be served in the same manner as summonses from justices' courts; for the purpose of giving an opportunity of serving the notice above provided, it shall be the duty of the justice, on the return day of the garnishment suit, if requested by the garnishee, to adjourn such suit not less than ten or more than thirty days.

After the service of such notice and the payment or delivery to the justice of the money, property, or indebtedness, as above provided, the garnishee shall

be discharged from all liability to any person in respect to the money or property so paid or delivered; and the proof of the service of such notice filed in the suit, and the certificate or docket entry made by the justice of such payment or delivery, shall be *prima facie* evidence of the facts stated therein.

The claimant shall appear in the suit on the return or adjourned day named in the notice served upon him as aforesaid, and in default thereof judgment shall be rendered against him in respect to his claim.

The defendant or defendants so notified shall be considered as defendants in the place and stead of the garnishee, and an issue may be formed between the plaintiff and such defendants in the same manner as provided in section 10 of act No. 137 of the session laws of 1849, being section 8040 of Howell's Annotated Statutes of 1882; the issue may be tried by the justice or by a jury, as in other cases, and such judgment shall be rendered between the parties as shall be just, and such substituted defendant or claimant shall have the same right to appeal as the original garnishee: *Provided*, That this section shall not be operative when the answer of the garnishee shall disclose that such claimant does not reside in the county where such disclosure is made, or in any adjoining county; nor in case such claimant is a corporation and its principal place of business is not in the same or any adjoining county.

On motion of Mr. McGregor,

The House took up

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
Lansing, June 5, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 315, entitled

A bill to provide boilers and steam heating for the asylum for insane criminals;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and

On motion of Mr. Rumsey,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Eldred,	Mr. Kirkpatrick,	Mr. Shorts,
Baker,	Engleman,	Lincoln,	Snyder,
Bates,	Estee,	Mason,	Sutton,
Beecher,	Ford,	McCormick,	Town,
Beekman,	Gardner,	McGregor,	Ulrich,
Bentley,	Gibbs,	McKie,	Walthew.

Mr. Blacker,	Mr. Hampton,	Mr. North,	Mr. Waltz,
Brown,	Hankerd,	Oviatt,	Webber,
Cannon,	Harper,	Parkhurst,	Wellman,
Carlton,	Hayes,	Post,	Williams,
Case, A. T.,	Holman,	Potter,	Wilson,
Case, O. N.,	Houk,	Powers,	Wood,
Cross,	Howell,	Richardson,	Woodruff,
Divine,	Johnson,	Rumsey,	Wright,
Dodge,	Jones,	Sellers,	Speaker,
Dunbar,	Kelley,		

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NAYS.

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Title agreed to.

On motion of Mr. Wood,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Watson offered the following :

*Resolved*, That when this House adjourn to-day, it stand adjourned until Monday June 8th, at 2 o'clock P. M.

Mr. Markey offered the following as a substitute for the resolution :

*Resolved*, That when the House adjourn to-day, it stand adjourned until Monday June 8th, at 9 P. M.;

Which was accepted.

The resolution as amended by the substitute was then adopted.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 183 (File No. 73), entitled

A bill to amend and revise the charter of the city of Port Huron,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Wellman,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Wellman,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Adams,	Mr. Cross,	Mr. Houk,	Mr. Parkhurst,
Baker,	Crozer,	Howell,	Post,
Bates,	Davis,	Johnson,	Shorts,
Beecher,	Dodge,	Jones,	Sutton,
Peckman,	Dunbar,	Kelly,	Town,
Bentley,	Egan,	Kirkpatrick,	Ulrich,
Blacker,	Eldred,	Lincoln,	Waltz,
Brandon,	Engleman,	Markey,	Watson,

Mr. Brown,	Mr. Ford,	Mr. Mason,	Mr. Webber,	
Cannon,	Gardner,	McClelland,	Wellman,	
Carlton,	Gibbs,	McCormick,	Williams,	
Case, A. T.,	Hampton,	McGregor,	Wilson,	
Case, J. A.,	Hankerd,	McKie,	Wood,	
Case, O. N.,	Harper,	North,	Woodruff,	
Chapman,	Hayes,	O'Keefe,	Wright,	
Collins,	Holman,	Oviatt,	Speaker,	64
NAYS.				0

Title agreed to.

On motion of Mr. Wellman,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Baker offered the following:

*Resolved*, That the committee on judiciary is hereby requested to transmit to the Attorney General the so-called report of the "Mutual Marriage Benevolent" Association of Marine City, Michigan, for his opinion on the same, whether or not said association is duly organized under the statute of Michigan, and that when he has so considered the report that he be requested to give his opinion in writing to the House;

Which was adopted.

On motion of Mr. Davis,

The rules were suspended, two-thirds of all the members present voting therefor, and

Senate bill No. 154, entitled

A bill to organize the township of Ironwood, county of Ontonagon,

Was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Davis,	Mr. Kelly,	Mr. Sellers,	
Baker,	Diekema,	Kirkpatrick,	Shorts,	
Bates,	Divine,	Lincoln,	Snyder,	
Beecher,	Dodge,	Mason,	Sutton,	
Beekman,	Dunbar,	McCormick,	Town,	
Bentley,	Egan,	McGregor,	Ulrich,	
Blacker,	Eldred,	McKie,	Walthew,	
Boynton,	Estee,	North,	Waltz,	
Brown,	Ford,	O'Keefe,	Watson,	
Cannon,	Gardner,	Oviatt,	Williams,	
Carlton,	Gibbs,	Parkhurst,	Wilson,	
Case, A. T.,	Hankerd,	Post,	Wood,	
Case, J. A.,	Harper,	Potter,	Woodruff,	
Collins,	Hayes,	Powers,	Wright,	
Cross,	Houk,	Rumsey,	Speaker,	62
Orozer,	Johnson,			0
NAYS.				

Title agreed to.

On motion of Mr. Davis,



By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Dodge moved that the House adjourn ;

Which motion prevailed, and

The Speaker declared the House adjourned until Monday next, at 9 P. M.

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*Lansing, Monday, June 8, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Franklin.

Roll called : quorum present.

Absent without leave: Messrs. Baker, Bardwell, Blacker, Boynton, Campbell, Carlton, Coleman, Conrad, Coomer, Cross, Dakin, Dodge, Ford, Gardner, Gleason, Hankerd, Harper, Johnson, Markey, McGregor, Northwood, Parkhurst, Rumsey, Stark, Ulrich, Voorhees, Waltz, Watson, Webber, Wilson, Wood, and Wright.

On motion of Mr. Wiggins,

Leave of absence was granted to Mr. Baker indefinitely on account of sickness.

On motion of Mr. Oviatt,

Leave of absence was granted to all absentees for the evening.

On motion of Mr. McCormick,

Leave of absence was granted to Mr. Markey until Thursday next.

On motion of Mr. Bates,

Leave of absence was granted to Mr. Dakin until Tuesday noon.

On motion of Mr. Chapman,

The House took up

#### MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER, }  
*Lansing, June 6, 1885.* }

*To the Speaker of the House of Representatives :*

SIR—I am instructed to return to the House the following bill :

House bill No. 477 (File No. 177), entitled

A bill to authorize the Kent County Agricultural Society to dispose of certain property and invest the proceeds,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 6, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 32 (File No. 241), entitled

A bill to establish an advisory board in the matter of pardons;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 5, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 303 (File No. 278), entitled

A bill to provide for the incorporation of associations to engage in the business of breeding and raising blooded stock;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 5, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 669, entitled

A bill for the relief of Francis Marsac,

In the passage of which the Senate has concurred by a vote of two-thirds of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 5, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bills:

1. House bill No. 36 (File No. 18), entitled

A bill to amend section 8 of chapter 179 of compiled laws of 1871, being compiler's section 5532, relative to criminal proceedings before justices of the peace:

2. House bill No. 180 (File No. 331), entitled

A bill to prevent accidents by line shafting used on fair grounds or other public places where machinery is running on exhibition;

3. House bill No. 356 (File No. 212), entitled

A bill to authorize the county of Bay to buy and maintain or build a bridge across the Saginaw river;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The three named bills were referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 6, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 195 (File No. 218), entitled

A bill to provide for the appointment of a State live stock sanitary commission and a State veterinarian, and to prescribe their powers and duties, and to prevent and suppress contagious and infectious diseases among the live stock of the State;

And to inform the House that the Senate has amended the bill as follows:

1. By striking out in section 1, lines 7 and 13, the word "February," and inserting in lieu thereof the word "July;"

2. By adding to the end of section 22 the words "or horses;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

Laid over one day under the rules.

The Speaker also announced the following:

SENATE CHAMBER,  
[Lansing, June 6, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 411 (File No. 213), entitled

A bill to amend section 48, of chapter 3, being compiler's section 875, of the compiled laws of 1871, as amended by act number 28, of the session laws of 1875, approved March 12, 1875, as amended by act number 104, of the

session laws of 1881, approved April 22, 1881, the same being section 915, of the general statutes of the State of Michigan, in force, compiled and annotated by Andrew Howell, relative to the compensation of State troops;

And to inform the House that the Senate has amended the same by striking out of line 8, section 48, the words "of eighteen hundred and sixty-three;

In the passage of which, as thus amended, the the Senate has concurred a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Laid over one day under the rules.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 6, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 45 (file 20), entitled

A bill to authorize the burial of the body of any honorably discharged ex-union soldier, sailor, or marine of this State, who shall hereafter die without leaving means sufficient to defray his funeral expenses;

And to inform the House that the Senate has amended the same as follows:

1. By striking out "sections 1 and 2" and inserting the following in lieu thereof:

"SECTION 1. *The People of the State of Michigan enact*, That it shall be the duty of the Board of Supervisors of each county in this State to appoint in each township and ward in their respective counties, a suitable person, other than those designated by law for the care of paupers and the care of criminals, whose duty it shall be, in his township or ward, to look after and cause to be interred in a decent and respectable manner in any cemetery or burial ground within this State, other than those used exclusively for the burial of the pauper dead, at an expense not to exceed forty dollars, the body of any honorably discharged Union soldier, sailor, or marine, having at any time served in the army or navy of the United States, who shall hereafter die, not leaving means sufficient to defray the necessary funeral expenses. Such person so appointed shall serve without compensation, and shall hold his appointment so long as he serves to the satisfaction of the Board of Supervisors, and whenever any vacancy occurs from any cause, it shall be the duty of the Board of Supervisors to fill such vacancy by the appointment of another suitable person.

SEC. 2. It shall be the duty of the person so appointed as provided in the foregoing section, before he assumes the charge and expense of any such burial, to first satisfy himself by a careful inquiry into and examination of all the circumstances in the case, that the family of such deceased soldier, sailor, or marine, if he had any at the time of his decease residing in such township or ward, is unable for want of means, to defray the expenses of such funeral or burial, whereupon, if he finds such inability to exist, he shall cause such deceased soldier, sailor, or marine to be buried as provided in section 1 of this act, and he shall also immediately report his action to the clerk of the board of supervisors of the county, setting forth all the facts, and that he found the family of such deceased person, if he had any, in indigent circumstances and unable to pay the expenses of such funeral or burial, together with the name, rank, and command to which he belonged as such soldier, sailor, or marine,

the date of his death, place where buried, and his occupation while living; also an accurately itemized statement of the expenses incurred by reason of such burial;”

2. By striking out of line 5, section 3, the word “general,” and inserting after the word “government” the words “of the United States;”

In the passage of which as thus amended the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

Laid over one day under the rules.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, June 6, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to re-transmit the following bill:

Senate bill No. 202 (File No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan;

For which the House adopted a substitute as follows:

House substitute for

Senate bill No. 202 (File No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan.

SECTION 1. *The People of the State of Michigan enact*, That there shall be and is hereby appropriated out of the State treasury, for the use and maintenance of the University of Michigan, the following sums, to-wit: For the year 1885 \$56,000, and for the year 1886 \$51,500, for the following purposes:

For repairs and contingent expenses for the year 1885 the sum of \$16,000, and for the year 1886 the sum of \$16,000.

For books for libraries for the year 1885 the sum of \$5,000, and for the year 1886 the sum of \$5,000.

For homœopathic college and hospital for the year 1885 the sum of \$6,200, and for the year 1886 the sum of \$6,200.

For the University hospital for the year 1885 the sum of \$5,000, and for the year 1886 the sum of \$5,000.

For the dental college for the year 1885 the sum of \$8,000, and for the year 1886 the sum of \$8,000.

For a clock for the University the sum of \$2,000 for the year 1885.

For assistance in engineering laboratory for the year 1885 the sum of \$1,000, and for the year 1886 the sum of \$1,000.

For increase in the salaries of the law professors for the year 1885 the sum of \$2,800, and for the year 1886 the sum of \$2,800.

Also in 1886 a sum not exceeding \$2,500 for the removal of the gifts of Mr. Rogers, and providing that only so much of said sum as is needed for the purpose shall be drawn by the University.

For engineering laboratory for the year 1885 the sum of \$10,000, and for the year 1886 the sum of \$5,000.

SEC. 2. There shall be assessed upon the taxable property of the State in the year 1885 the sum of \$56,000, and in the year 1886 the sum of \$51,500, which

sums shall be assessed, levied, and collected in the same manner as other State taxes are assessed, levied, and collected, and which taxes when collected shall be credited up to the general fund to reimburse the same for the amount drawn therefrom, as provided in section 1 of this act;

And which substitute the Senate amended, as shown by message of June 4, as follows:

1. By striking out of the first paragraph of section 1, the sums "\$56,000" and "\$51,500" and inserting in lieu thereof the sums "\$67,500" and "\$56,000," respectively.

2. By adding to section 1 the following paragraph's containing items of appropriation, viz:—

"For repairs of buildings for the year 1885 the sum of \$2,500, and for the year 1886 the sum of \$2,500,"

"For additional assistance in mechanical laboratory for the year 1886, the sum of \$3,000;"

The sum of ten thousand dollars is hereby appropriated for the erection, equipment, and maintenance of a gymnasium, to be constructed and controlled by the Regents, as a part of the University: *Provided*, That this appropriation is made upon the express condition that the Athletic Association of the University of Michigan shall pay to the treasurer of the University the sum of four thousand two hundred dollars, which shall become a part of the gymnasium fund, together with such sums as may be hereafter paid to the treasurer by the said Athletic Association of the State of Michigan, the whole to be under the control and subject to the order of the Regents for uses and purposes of the gymnasium as above set forth;

3. Amend section 2 by striking out the sums "\$56,000" and "\$51,500" and inserting in lieu thereof the sums "\$67,500" and "\$56,000;"

In which said amendments the House has non-concurred, as shown by message of this date;

And now to inform the House that on said amendments to said substitute the Senate insists;

And further to inform the House that the Senate has appointed a committee of conference, consisting of Senators Shoemaker and S. W. Smith, and asks for a like committee on the part of the House, to whom shall be referred the matters of difference between the Houses as to said bill.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

On motion of Mr. Oviatt,

The House acceded to the request of the Senate for a conference committee on the difference existing between the two Houses on the bill.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, June 6, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to re-transmit the following bill:

Senate bill No. 155 (File No. 129), entitled

A bill to provide for the punishment of public officers, their servants and agents, who knowingly and unlawfully appropriate to their own use, or to the use of others, the money or property committed to their care;

Which the House amended as follows:

Amend section 1 by striking out all after the word "years" in lines 6 and 7; In which amendment the Senate refused to concur, and from which amendment the House has refused to recede, as shown by former messages.

And now to inform the House that the Senate has appointed a committee of conference, consisting of Senators Pulver and Carveth, and asks for the appointment of a like committee on the part of the House, to whom shall be referred the matters of difference between the two houses as to said bill.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

On motion of Mr. Brant,

The House acceded to the request of the Senate for a committee of conference on the difference existing between the two Houses on the bill.

The Speaker announced the following:

*Lansing, June 8, 1885.*

*Gentlemen of the House of Representatives :*

I appoint the following members of the House to fill the vacancies on committees caused by the resignation of Representative Black:

Judiciary—Ford,

Railroads—Collins,

Michigan Asylum for the Insane—Wilson.

NEWCOMB CLARK, *Speaker.*

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 86 (File No. 425), entitled

A bill to authorize the establishment of a home for disabled soldiers, sailors, and marines, in the State of Michigan;

Also,

House bill No. 109 (File No. 64), entitled

A bill to provide for the adjudication and payment of certain claims for State bounties due to Michigan soldiers and supposed to have been paid by the State upon forged or fraudulent vouchers;

Also,

House bill No. 512 (File No. 333), entitled

A bill to amend section 4565 of the compiled laws of 1871, being section 6045 of Howell's Statutes, relative to the sale of real estate of deceased persons by administrators and executors;

Also,

House joint resolution No. 27 (File No. 14), entitled

A joint resolution to define the methods of securing the doors to the rooms in which inmates are confined at the Industrial Home for Girls, and to provide for fire escapes at said Industrial Home for Girls;

Also,

House bill No. 390 (File No. 281), entitled

A bill to establish a police court of the city of Detroit;

Also,

House bill No. 376 (File No. 279), entitled

A bill providing for the employment, defining the duties, and fixing the compensation of a stenographer for the 9th judicial circuit.

FLOYD L. POST, *Acting Chairman.*

Report accepted.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 511 (File No. 259) entitled

A bill to amend section 1 of an act entitled "An act to provide wives with property and maintenance from their husbands' estate, when neglected or deserted by them," approved April 24, 1873, being consecutive section 6291, of the general statutes of the State of Michigan in force, compiled and annotated by Andrew Howell;

Also,

House bill No. 397 (File No. 143), entitled

A bill to amend section 12 of act No. 83 of the session laws of 1873, being continuous section No. 4258 of Howell's Annotated Statutes of Michigan, entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94 of the session laws of 1871," approved April 12, 1871;

Also,

House bill No. 142 (File No. 96), entitled

A bill to amend sections 50 and 51 of act No. 180 of the session laws of 1875; also compiler's sections 6255 of the compiled laws of 1871, said sections being continuous sections 7836, 7837, 7838, and 7839 of Howell's Annotated Statutes relative to the action of ejectment;

Also,

House bill No. 299 (File No. 184), entitled

A bill to amend sections 1, 2, 3, 7, 9, and 12 of act No. 344, of the session laws of 1871, entitled "An act relative to the free schools in the city of Grand Rapids," approved March 15, 1871, as amended by act approved April 24, 1875, as amended by act approved May 9, 1877, as amended by act approved May 3, 1879, and as further amended by act approved March 16, 1881, and to add a new section to the act to stand as section 23;

Also,

House bill No. 395 (File No. 324), entitled

A bill to amend section 12 of chapter 3 of an act entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State," being act No. 243 of the session laws of 1881, approved June 8, 1881, said section 12 being section 1350 of Howell's Annotated Statutes;

Also,

House bill No. 448 (File No. 296), entitled

A bill to amend compiler's section 6131 of the compiled laws of 1871, relative to judgments and executions, being section 7716 of Howell's Annotated Statutes of 1882.

FLOYD L. POST, *Acting Chairman.*

Report accepted.

On motion of Mr. Brant,

The House adjourned.



*Lansing, Tuesday, June 9, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by the Rev. Mr. Taylor.

Roll called: quorum present.

Absent without leave: Messrs. Bardwell, Blacker, Coleman, Gardner, Gleason, Hankerd, Johnson, McGregor, McKie, Northwood, Parkhurst, Voorhees, Webber, Wood, and Wright.

On motion of Mr. Ford,

Leave of absence was granted to Mr. Blacker indefinitely,

On motion of Mr. Watson,

Leave of absence was granted to Mr. Wood for the day.

On motion of Mr. Brandon,

Leave of absence was granted to Mr. Coomer for the day.

On motion of Mr. Howell,

Leave of absence was granted to Mr. Johnson for the day.

On motion of Mr. Engleman,

Leave of absence was granted to Mr. Gleason for the day.

On motion of Mr. Beecher,

Leave of absence was granted to Mr. Bardwell for the day.

On motion of Mr. Egan,

Leave of absence was granted to Mr. McKie for the day.

On motion of Mr. Boynton,

Leave of absence was granted to Mr. Hankerd for the morning.

#### PRESENTATION OF PETITIONS.

No. 986. By Mr. Cossitt: Remonstrance of Lawrence Hamblin & Co., Esty Manufacturing Co., and 57 other manufacturing and business men of the city of Owosso against the passage of the Shoemaker freight bill;

Referred to the committee on railroads.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
*Lansing, June 5, 1885.* }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[House bill No. 269, File No. 299, being]

An act to amend section 10 of act No. 238 of the session laws of 1879, being an act entitled "An act to protect logs, lumber, and timber, while floating upon the waters in this State, or lying upon the banks or shores thereof," being compiler's section 2058, Howell's Annotated Statutes of the State of Michigan;

Also,

[House bill No. 474, File No. 369, being]

An act to validate and make binding certain contracts, covenants, and agreements made with fire insurance companies organized under the laws of this

State, prescribing, limiting, and restricting the liability of persons insured therein, and the members thereof for the losses and expenses of such companies;

Also,

[House bill No. 475, File No. 291, being]

An act making an appropriation for frescoing and decorating the walls and corridors of the State capitol;

Also,

[House bill No. 498, File No. 306, being]

An act to amend chapter 146 of the compiled laws of 1871, being an act for the collection of tolls, and for the care, charge and operating of St. Mary's

Falls ship canal, as amended by act number 177 of the session laws of 1865, by act number 118 of the session laws of 1877, and by act number 59 of the session laws of 1879, being chapter 211 of Howell's Annotated Statutes, by adding one new section thereto, to be known as section 11, authorizing any member of the board of control of said canal to administer oaths to witnesses brought before such board;

Also,

[House joint resolution No. 20, File No. 19, being]

An act directing the Commissioner of the State Land Office to cause to be issued a patent to Wm. S. Charles for W  $\frac{1}{2}$  of S W  $\frac{1}{4}$  of section No. 33, town 2 south, range 13 west, the same being State swamp land;

Also,

[House bill No. 513, File No. 335, being]

An act to amend section 4368 of the compiled laws of 1871, being section 5838 of Howell's Statutes, relative to the appointment of administrators with the will annexed in estates of deceased persons;

Also,

[House bill No. 148, File No. 152, being]

An act to provide for the incorporation of societies to promote the interests of trade and labor;

Also,

[House bill No. 636, File No. 307, being]

An act to amend section 7545, of Howell's Statutes, being compiler's section 5968 of the compiled laws of 1871, relative to the competency of witnesses, and examination of parties in certain cases, as amended by act No. 245 of session laws of 1881;

Also,

[House bill No. 383, Mss., being]

An act to define and constitute school districts Nos. 1 and 4, in the township of Rich, Lapeer county;

Also,

[House bill No. 179, File No. 148, being]

An act making ten hours a legal day's work;

Also,

[House bill No. 328, File No. 211, being]

An act to authorize the use of condemned State arms by the organizations known as the "Sons of Veterans."

Also,

[House bill No. 697, File No. 172, being]

An act to legalize a certain mortgage issued by the Midland County Agricultural Society;

Also,

[House bill No. 488, File No. 265, being]

An act to prevent the sale or otherwise disposing of obscene, immoral, and indecent books, pamphlets, papers, prints, pictures, writings, and other objectionable news.

RUSSELL A. ALGER.  
Governor.

The message was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, June 6, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 143 (File No. 104), entitled

A bill to amend sections 1, 2, 3, 4, and 5, of "An act establishing a State agency for the care of juvenile offenders," approved April 29th, 1873, as amended by "An act to amend section 1, of said act, approved March 19, 1875, the same being sections 9894, 9895, 9896, 9897, and 9898, of Howell's Annotated Statutes;"

And to inform the House that the Senate has amended the bill so as to read as follows:

SECTION 1. *The People of the State of Michigan enact*, That sections one, two, three, four, five, and six of an act entitled "An act establishing a State agency for the care of juvenile offenders," approved April 29, 1873, as amended by act No. 27 of the laws of 1875, approved March 19, 1875, being chapter No. 46, sections 9894, 9895, 9896, 9897, 9898, and 9399 Howell's Annotated Statutes, be and the same are hereby amended so as to read as follows:

SECTION 1. The Governor may appoint, in each county of this State, an agent of the State Board of Corrections and Charities for the care of juvenile offenders and dependent children, who shall hold his office during the pleasure of the Governor, and who shall be known as the county agent for the county for which he is appointed. Before entering upon the duties of his office, and within thirty days after receiving notice of his appointment, the said agent shall take and file with the county clerk of the county for which he was appointed, the oath of office prescribed by the constitution of this State; and upon such qualification, it shall be the duty of the county clerk to immediately transmit notice thereof to the circuit judge, each justice of the peace, and all other magistrates of the county having competent jurisdiction for the trial of juvenile offenders, and also to the superintendents of State institutions which place children in families by contract, indenture, or adoption. Said agent shall receive as compensation for his services under this act, his necessary official expenses, together with the sum of three dollars in full, for his services in each case investigated, or visited, and reported on as hereinafter provided, but not exceeding three dollars for any one day's services, which shall be audited by the Board of State Auditors, and paid from the general fund; and when such services and expenses relate to the indenture, adoption, or visiting of the children placed in families by any State institution, the accounts therefor shall be certified by the superintendent of the institution to which the children belong: *Provided*, That the sum so allowed for the services of said agent in any county

except the counties of Wayne and Kent, shall not, in any one year, exceed the sum of one hundred dollars, and that in the counties of Wayne and Kent, the sum so allowed for such services, shall not, in any one year, exceed the sum of two hundred dollars.

SEC. 2. Whenever a complaint is made or pending against any boy under the age of sixteen years, or girl under the age of seventeen years, for the commission of any offense not punishable by law with imprisonment for life, before any court or magistrate having competent jurisdiction thereof, it shall be the duty of such court or magistrate, at once and before any further proceedings are had in the case, to give notice in writing of the pendency, to said agent, if there shall be one in said county, who shall have opportunity allowed him to investigate the charge or charges; and upon receiving such notice the agent shall immediately proceed to inquire into and make a full examination of the parentage and surroundings of the child, and of all the facts and circumstances of the case, and report the same to the court or magistrate, who shall advise and counsel with the said agent; and if upon such consultation, after full investigation and proof of the offense charged, it shall appear to the court that the public interest, and the interest of such child will be best subserved thereby, he may make an order for the return of such child to his or her parents, guardian or friends; or he may authorize said agent, under the advice and approval of the judge of probate of the county, to take such child and bind him or her out to some suitable person, until he or she shall have attained the age of twenty-one years, or for any less time, or impose a fine, or to suspend sentence for a definite or indefinite period; or if the child is found guilty of the offense charged, and appears to be willfully wayward and unmanageable, the court may cause him or her to be sent to the Reform School, Industrial Home for Girls, or to any State penal or reformatory institution authorized by law to receive such boy or girl, subject to such conditions of sex and age as are now provided by law for the reception of children in said school or institution, and in such cases the report of the agent shall be attached to the mittimus, and the child may be placed in charge of the agent to be conveyed, under his direction, to the institution, and for such services the same fees shall be allowed as are paid to sheriffs in like cases.

SEC. 3. Said agent shall visit all children resident in the county for which he is appointed which shall have been indentured to any person therein by any State institution, whenever he shall be so requested to do by the superintendent of the institution which placed such children in said county, and shall inquire into the management, condition, and treatment of such children, and for that purpose may have private interviews with such children at any time; and if it shall come to the knowledge of such agent when making such visits, or at any other time, that any child thus placed in charge of any person as aforesaid is neglected, abused, or improperly treated by the person having such child in charge, or that such person is unfit to have the care thereof, he shall report the facts to the superintendent of the State institution by which the child was so indentured, and the board of such institution, or the superintendent thereof who may be so authorized to do by said board on being satisfied that the interest of the child requires it, shall cancel the indenture by which the child was placed in the family, and shall remove it to some other family home or directly to the State institution from which it was indentured. All indentures by which any child shall be placed in a home from any State institution shall reserve the right in the board making the indenture to cancel the same when-

ever, in the opinion of that board, the interests of the child require it. Whenever any indenture is cancelled as herein provided, or whenever any child indentured from any State institution has been adopted, notice thereof shall be given to said agent of the county where the child was indentured by the superintendent of the State institution from which the child was indentured or adopted.

SEC. 4. No child shall be indentured, adopted, or otherwise placed in charge of any person by any State institution during minority, or for any other period, unless the applicant for any child shall be first approved in writing by said agent for the county where the applicant resides, or by the State agent of the State institution to which the child belongs, in such form as may be prescribed by the board of such State institution. Such approval shall be filed with the superintendent of the State institution to which the application is made before the child shall be indentured or adopted.

SEC. 5. It shall be the duty of said agents, in their respective counties, to seek out suitable persons who are willing to take by indenture or adoption, and take charge of, educate and maintain children arrested for offenses, committed to any State institution, or abandoned, neglected, or dependent children in charge of any State institution, or its officers, and to give notice where such children may be so placed, to the board, officers, or superintendent having authority to dispose of such children by indenture or adoption. And said agents shall make regular or special reports of their doings under this act, to the superintendent of any State institution when so requested by him, in reference to applications for, or visiting any child belonging to the State institution of which he has charge. Said agents shall also report as aforesaid their doings under this act to the State Board of Corrections and Charities whenever so requested by said board.

SEC. 6. It shall be the duty of the superintendent of the reform school, and the principal officers of any State institution for the care or reformation of juvenile offenders now or hereafter to be established, upon the discharge of any boy or girl received therein, forthwith to notify the agent of the Board of Corrections and Charities, residing in the county from which such child was sent, of such discharge; or if the boy or girl so discharged shall return to such county the agent shall, as far as possible, assist him or her in procuring suitable employment and a good home, free from immoral and evil influences. Said agent shall also keep a brief history of each child within his county discharged as aforesaid, in a manner and form to be prescribed by the board of which he is agent, and report the same from time to time to said board as it may require, to the end that the effect of the treatment and discipline of the several institutions of the State for the care and reformation of juvenile delinquents, upon their discharge therefrom, may be better known and understood.

And to inform the House that the Senate has amended the title so as to read as follows:

A bill to amend sections 1, 2, 3, 4, 5, and 6, of "An act establishing a State agency for the care of juvenile offenders," approved April 29, 1873, as amended by an act to amend section 1 of said act, approved March 19, 1875, the same being sections 9894, 9895, 9896, 9897, 9898, and 9899 of Howell's Annotated Statutes;

In the passage of which, as thus amended, and with the title so amended, the Senate has concurred by a majority vote of all the Senators elect, and

has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

Mr. Campbell moved to suspend the rule requiring amendments made to bills by the Senate to be laid over one day;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Campbell,

The House concurred, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adams,	Mr. Conrad,	Mr. Hayes,	Mr. Powers,
Bates,	Cross,	Houk,	Richardson,
Beecher,	Crozer,	Howell,	Rumsey,
Beekman,	Davis,	Jones,	Sellers,
Bentley,	Diekema,	Kelly,	Snyder,
Boynton,	Divine,	Kirkpatrick,	Stark,
Brandon,	Dodge,	Malcolm,	Town,
Brown,	Dunbar,	Manwaring,	Ulrich,
Campbell,	Eldred,	Mason,	Watson,
Cannon,	Engleman,	McUlelend,	Weiss,
Carlton,	Estee,	McCormick,	Wiggins,
Case, A. T.,	Gibbs,	North,	Williams,
Case, J. A.,	Hammond,	Oviatt,	Wilson,
Case, O. N.,	Hampton,	Post,	Woodruff,
Chapman,	Harper,	Potter,	Speaker,
Collins,			

61

NAYS.

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On motion of Mr. Campbell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The question being on concurring in the amendment made by the Senate to the title,

The title as amended was then agreed to.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing June 5, 1885. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill 574 (File No. 284) entitled

A bill to amend an act to incorporate the city of Owosso, approved February 15, 1859, and acts amendatory thereof, and to repeal sections 29, 196, and 197 of said act;

And to inform the House that the Senate has amended the same as follows:

1. Strike out of line 5, section 1, the word "thirteen;"
2. Strike out section 13;

3. Strike out of lines 2 and 3, section 32, the words "otherwise he may vote in the ward from which he removed: *Provided*, He shall have resided in such ward ten days prior to such removal;"

4. Amend the House manuscript amendment to section 57, so as to read as follows: "The common council shall have power to license auctioneers and peddlers, and no person shall engage in the sale of merchandise either at auction or by peddling within the limits of said city, without first having obtained a license therefor, in accordance with the provisions of the ordinances of said city. The common council may also provide by ordinance for the regulation and licensing of exhibitions, entertainments, performances, shows and all entertainments by traveling persons for which an admittance fee is charged within the limits of said city;"

In the passage of which as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate*

Laid over one day under the rules.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, June 5, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 693 (File No. 362), entitled

A bill to authorize the board of control of State swamp lands to cause the removal of jams or rafts of floodwood, and deepen the channel where necessary in and from Newton creek, in the township of Alpena, in the county of Alpena, and to appropriate not exceeding three sections of State swamp land to defray the cost thereof;

And to inform the House that the Senate has amended the same by striking out the words "Lower Peninsula" in line 3, section 3, and inserting in lieu thereof the words "counties of Alpena, Presque Isle, and Montmorency;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

Mr. J. A. Case moved to suspend the rule requiring amendments made to bills by the Senate to be laid over one day;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. J. A. Case,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

YEAS.

Mr. Adams,  
Barry,  
Bates,

Mr. Conrad,  
Cossitt,  
Cross,

Mr. Howell,  
Jones,  
Kelly,

Mr. Richardson,  
Rumsey,  
Sellers,

Mr. Beecher,	Mr. Crozer,	Mr. Kirkpatrick,	Mr. Snyder,
Beekman,	Dickson,	Lincoln,	Staples,
Bentley,	Diekema,	Manwaring,	Stark,
Boynton,	Divine,	Mason,	Sutton,
Brandon,	Dodge,	McClelland,	Town,
Brant,	Dunbar,	McCormick,	Walthew,
Brown,	Eldred,	McNabb,	Weiss,
Cannon,	Engleman,	North,	Wellman,
Carlton,	Estee,	Oviatt,	Wiggins,
Case, A. T.,	Ford,	Post,	Wilson,
Case, J. A.,	Hammond,	Potter,	Woodruff,
Case, O. N.,	Hayes,	Powers,	Speaker,
Chapman,	Houk,		

62

0

NAYS.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 5, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following joint resolution:

Senate joint resolution No. 23 (File No. 21), entitled

Joint resolution authorizing and directing the Auditor General to place to the credit of the county of Manitou the sum of \$691.88;

Which has passed the Senate by a majority vote of two-thirds of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The joint resolution was read a first and second time by its title, and referred to the committee on towns and counties.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 5, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 178 (File No. 165), entitled

A bill to amend act No. 192 of the public acts for the year 1879, being section 9315 of Howell's Annotated Statutes, relative to the punishment of libel and slander, and to add one new section thereto to stand as section 2;

2. Senate bill No. 262 (File No. 242), entitled

A bill to promote morality and to prevent crime:

3. Senate bill No. 264 (File No. 159), entitled

A bill to provide for the registration of electors;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*



3. Strike out of lines 2 and 3, section 32, the words "otherwise he may vote in the ward from which he removed: *Provided*, He shall have resided in such ward ten days prior to such removal;"

4. Amend the House manuscript amendment to section 57, so as to read as follows: "The common council shall have power to license auctioneers and peddlers, and no person shall engage in the sale of merchandise either at auction or by peddling within the limits of said city, without first having obtained a license therefor, in accordance with the provisions of the ordinances of said city. The common council may also provide by ordinance for the regulation and licensing of exhibitions, entertainments, performances, shows and all entertainments by traveling persons for which an admittance fee is charged within the limits of said city;"

In the passage of which as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate*

Laid over one day under the rules.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 5, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 693 (File No. 362), entitled

A bill to authorize the board of control of State swamp lands to cause the removal of jams or rafts of floodwood, and deepen the channel where necessary in and from Newton creek, in the township of Alpena, in the county of Alpena, and to appropriate not exceeding three sections of State swamp land to defray the cost thereof;

And to inform the House that the Senate has amended the same by striking out the words "Lower Peninsula" in line 3, section 3, and inserting in lieu thereof the words "counties of Alpena, Presque Isle, and Montmorency;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

Mr. J. A. Case moved to suspend the rule requiring amendments made to bills by the Senate to be laid over one day;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. J. A. Case,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

YEAS.

Mr. Adams,  
Barry,  
Bates,

Mr. Conrad,  
Cossitt,  
Cross,

Mr. Howell,  
Jones,  
Kelly,

Mr. Richardson,  
Ramsey,  
Sellers,

Mr. Beecher,	Mr. Crozer,	Mr. Kirkpatrick,	Mr. Snyder,	
Beekman,	Dickson,	Lincoln,	Staples,	
Bentley,	Diekema,	Manwaring,	Stark,	
Boydton,	Divine,	Mason,	Sutton,	
Brandon,	Dodge,	McClelland,	Town,	
Brant,	Dunbar,	McCormick,	Walthew,	
Brown,	Eldred,	McNabb,	Weiss,	
Cannon,	Engleman,	North,	Wellman,	
Carlton,	Estee,	Oviatt,	Wiggins,	
Case, A. T.,	Ford,	Post,	Wilson,	
Case, J. A.,	Hammond,	Potter,	Woodruff,	
Case, O. N.,	Hayes,	Powers,	Speaker,	62
Chapman,	Houk,			0

NAYS.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 5, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following joint resolution:

Senate joint resolution No. 23 (File No. 21), entitled

Joint resolution authorizing and directing the Auditor General to place to the credit of the county of Manitou the sum of \$691.88;

Which has passed the Senate by a majority vote of two-thirds of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The joint resolution was read a first and second time by its title, and referred to the committee on towns and counties.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 5, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 178 (File No. 165), entitled

A bill to amend act No. 192 of the public acts for the year 1879, being section 9315 of Howell's Annotated Statutes, relative to the punishment of libel and slander, and to add one new section thereto to stand as section 2;

2. Senate bill No. 262 (File No. 242), entitled

A bill to promote morality and to prevent crime:

3. Senate bill No. 264 (File No. 159), entitled

A bill to provide for the registration of electors;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on religious and benevolent societies.

The third named was read a first and second time by its title, and referred to the committee on elections.

The Speaker announced as the committee of conference on the part of the House on the difference existing between the two Houses in regard to Senate bill No. 202 (File No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan,

Messrs. Campbell and Richardson.

The Speaker announced as the committee of conference on the part of the House on the difference existing between the two Houses in regard to Senate bill No. 155 (File No. 129), entitled

A bill to provide for the punishment of public officers, their servants and agents, who knowingly and unlawfully appropriate to their own use, or to the use of others, the money or property committed to their care,

Messrs. Brant and Sellers.

#### THIRD READING OF BILLS.

House bill No. 198 (File No. 419), entitled

A bill to amend sections 7, 25, and 34, of an act entitled "An act for the reorganization of the military forces of the State of Michigan," approved January 18, 1862, being sections 874, 892, and 901, of Howell's Annotated Statutes,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Dickson,	Mr. Manwaring,	Mr. Staples,
Bates,	Divine,	Mason,	Stark,
Beecher,	Dunbar,	McClelland,	Sutton,
Beekman,	Eldred,	McCormick,	Swift,
Boynton,	Hammond,	McNabb,	Town,
Cannon,	Hampton,	North,	Ulrich,
Carlton,	Hayes,	O'Keefe,	Watson,
Case, A. T.,	Houk,	Oviatt,	Weiss,
Case, J. A.,	Howell,	Post,	Wellman,
Case, O. N.,	Jones,	Potter,	Wiggins,
Chapman,	Kelly,	Powers,	Williams,
Conrad,	Kirkpatrick,	Rumsey,	Wilson,
Cossitt,	Long,	Sellers,	Woodruff,
Cross,	Makelim,	Snyder,	Speaker,
Crozer,	Malcolm,		

58

#### NAYS.

Mr. Barry,	Mr. Brant,	Mr. Holman,
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3

Title agreed to.

House bill No. 481 (File No. 421), entitled

A bill to regulate the appointments made the Governor of this State of the members of the boards of control and trustees in charge of the several State institutions,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Conrad,	Mr. Kelly,	Mr. Powers,
Barry,	Cossitt,	Kirkpatrick,	Stark,
Bates,	Cross,	Makelim,	Sutton,
Beecher,	Crozer,	Manwaring,	Swift,
Beekman,	Divine,	Mason,	Town,
Bentley,	Dunbar,	McClelend,	Ulrich,
Boynton,	Estee,	McCormick,	Walthew,
Brandon,	Ford,	McNabb,	Wellman,
Cannon,	Hammond,	North,	Wiggins,
Case, A. T.,	Hampton,	Oviatt,	Williams,
Case, J. A.,	Hayes,	Post,	Wilson,
Case, O. N.,	Houk,	Potter,	

47

## NAYS.

Mr. Brant,	Mr. Dodge,	Mr. Malcolm,	Mr. Staples,
Carlton,	Eldred,	O'Keefe,	Watson,
Chapman,	Holman,	Sellers,	Weiss,
Dickson,	Jones,	Snyder,	Woodruff,
Diekema,	Long,		

18

House bill No. 571 (File No. 413), entitled

A bill to provide for the purchase of certain lands adjoining lands now owned by the Michigan State prison at Jackson, and for the sale of certain lands owned by the State of Michigan,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Diekema,	Mr. Makelim,	Mr. Sellers,
Bates,	Divine,	Malcolm,	Staples,
Beecher,	Dodge,	Manwaring,	Stark,
Beekman,	Estee,	Mason,	Swift,
Bentley,	Gibbs,	McClelend,	Town,
Boynton,	Hammond,	McCormick,	Ulrich,
Carlton,	Hampton,	McNabb,	Watson,
Case, A. T.,	Hayes,	North,	Weiss,
Case, J. A.,	Houk,	O'Keefe,	Wellman,
Conrad,	Howell,	Oviatt,	Wiggins,
Cossitt,	Kelly,	Potter,	Williams,
Cross,	Kirkpatrick,	Powers,	Woodruff,
Davis,	Lincoln,	Ramsey,	Speaker,
Dickson,			

53

## NAYS.

Mr. Barry,	Mr. Case, O. N.,	Mr. Eldred,	Mr. Long,
Brant,	Chapman,	Holman,	Sutton,
Cannon,	Dunbar,		

10

Title agreed to.

Senate bill No. 367 (File No. 244), entitled

A bill to define and fix the boundary lines between school district No. 1 and

school district No. 2 in the township of Portage, in the county of Houghton,  
Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Conrad moved to strike out the enacting words of the bill;

Which motion did not prevail.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Davis,	Mr. Malcolm,	Mr. Snyder,
Bates,	Diekema,	Manwaring,	Stark,
Beecher,	Divine,	McClelend,	Town,
Boynton,	Eldred,	McCormick,	Ulrich,
Brandon,	Ford,	McGregor,	Walthew,
Case, A. T.,	Hammond,	North,	Wellman,
Case, J. A.,	Hayes,	Post,	Wilson,
Collins,	Houk,	Potter,	Woodruff,
Cossitt,	Howell,	Sellers,	Speaker,
Crozer,	Long,		

38

## NAYS.

Mr. Barry,	Mr. Dunbar,	Mr. Jones,	Mr. Sutton,
Beekman,	Egan,	Kelly,	Swift,
Bentley,	Engleman,	Kirkpatrick,	Waltz,
Case, O. N.,	Estee,	McNabb,	Watson,
Chapman,	Gibbs,	Oviatt,	Weiss,
Conrad,	Hampton,	Powers,	Wiggins,
Cross,	Harper,	Rumsey,	Williams,
Dickson,	Holman,	Staples,	Wright,

32

Senate bill No. 203 (File No. 192), entitled

A bill to amend section 708 of the compiled laws of 1871, being section 746 of Howell's Annotated Statutes, "relating to the powers and duties of townships, and election and duties of township officers,"

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Collins,	Mr. Eldred,	Mr. Kirkpatrick,	Mr. Staples,
Conrad,	Engleman,	Long,	Town,
Cossitt,	Estee,	Malcolm,	Ulrich,
Crozer,	Ford,	McClelend,	Walthew,
Dickson,	Gibbs,	McCormick,	Waltz,
Divine,	Houk,	McNabb,	Watson,
Egan,	Jones,	Potter,	Wright,

28

## NAYS.

Mr. Adams,	Mr. Dunbar,	Mr. McGregor,	Mr. Swift,
Barry,	Hammond,	Oviatt,	Wellman,
Bates,	Hampton,	Post,	Wiggins,
Boynton,	Hayes,	Powers,	Williams,
Carlton,	Holman,	Stark,	Wilson,
Chapman,	Kelly,	Sutton,	Woodruff,
Dakin	Manwaring,		

26

Senate bill No. 242 (File No. 149), entitled

A bill to amend section 2 of chapter 4 of act No. 326 of the session laws of 1883, entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Dakin,	Mr. Jones,	Mr. Swift,
Barry,	Davis,	Kirkpatrick,	Town,
Bates,	Dickson,	Long,	Ulrich,
Beecher,	Divine,	Malcolm,	Voorhees,
Beekman,	Dodge,	Manwaring,	Walthew,
Bentley,	Dunbar,	McClelend,	Waltz,
Boynnton,	Eldred,	McCormick,	Watson,
Brant,	Ford,	McNabb,	Weiss,
Case, A. T.,	Gibbs,	Oviatt,	Wellman,
Case, O. N.,	Hammond,	Powers,	Wiggins,
Collins,	Hampton,	Rumsey,	Wilson,
Conrad,	Hayes,	Snyder,	Woodruff,
Cossitt,	Holman,	Staples,	Speaker,
Cross,	Howell,	Stark,	

55

## NAYS.

Mr. Brandon,	Mr. Chapman,	
Title agreed to.		2

Senate bill No. 141 (File No. 217), entitled

A bill to provide for bringing suits against coöperative and mutual benefit insurance societies and associations organized under the laws of other States or territories and doing business in this State,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barry,	Mr. Dodge,	Mr. Malcolm,	Mr. Swift,
Bates,	Dunbar,	Manwaring,	Town,
Beecher,	Eldred,	Mason,	Voorhees,
Beekman,	Ford,	McClelend,	Walthew,
Bentley,	Gibbs,	McGregor,	Waltz,
Brandon,	Hammond,	McNabb,	Watson,
Cannon,	Hampton,	Oviatt,	Weiss,
Case, A. T.,	Hayes,	Post,	Wellman,
Case, J. A.,	Holman,	Powers,	Wiggins,
Chapman,	Houk,	Rumsey,	Williams,
Conrad,	Jones,	Sellers,	Wilson,
Cross,	Kelly,	Snyder,	Woodruff,
Dakin,	Kirkpatrick,	Staples,	Wright,
Dickson,	Long,	Stark,	Speaker,
Divine,			

57

## NAYS.

0

Title agreed to.

On motion of Mr. Wellman,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 93 (File No. 66), entitled

A bill to amend sections 2, 3 (as amended by act No. 22 of the session laws of 1883), and 5 of act No. 127 of the session laws of 1879, entitled "An act to provide for inspection of illuminating oils manufactured from petroleum or coal oils, and to repeal act No. 181 of the session laws of 1875, approved May 1, 1875, and act No. 196 of the session laws of 1877, approved May 22, 1877," being sections 1538, 1539, and 1541 of Howell's Annotated Statutes of Michigan,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Dodge moved that the bill be recommitted to the committee of the whole;

Which was withdrawn.

Mr. Brant then moved that the bill be recommitted to the committee of the whole;

Pending which,

Mr. Hampton moved that the bill be laid on the table;

On which,

Mr. Estee demanded the yeas and nays.

The demand was seconded, and the motion to lay the bill on the table prevailed by yeas and nays, as follows:

#### YEAS.

Mr. Barry,	Mr. Cossitt,	Mr. Hayes,	Mr. Sellers,
Bentley,	Crozer,	Kirkpatrick,	Stark,
Boynton,	Dakin,	Long,	Voorhees,
Brant,	Dodge,	Makelim,	Walthew,
Carlton,	Dunbar,	Mason,	Weiss,
Case, J. A.,	Eldred,	McGregor,	Wellman,
Case, O. N.,	Engleman,	McNabb,	Williams,
Collins,	Hampton,	O'Keefe,	Wilson,
Conrad,	Hammond,	Rumsey,	Wright,
			36

#### NAYS.

Mr Adams,	Mr. Dickson,	Mr. Malcolm,	Mr. Sutton,
Bates,	Divine,	Manwaring,	Swift,
Beecher,	Estee,	McClelend,	Town,
Beekman,	Ford,	McCormick,	Ulrich,
Brandon,	Gibbs,	North,	Waltz,
Cannon,	Holman,	Oviatt,	Watson,
Case, A. T.,	Houk,	Powers,	Woodruff,
Chapman,	Jones,	Snyder,	Speaker,
Cross,	Kelly,	Staples,	
			35

House bill No. 723 (File No. 426), entitled

A bill to prevent sheriffs, constables, and coroners from hiding or concealing goods and chattels taken on execution, and to punish as a misdemeanor such action on their part;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barry,	Mr. Dickson,	Mr. Kirkpatrick,	Mr. Snyder,
Bates,	Divine,	Long,	Staples,
Beecher,	Dodge,	Makelim,	Stark,
Bentley,	Dunbar,	Malcolm,	Sutton,
Boynton,	Eldred,	Manwaring,	Town,
Brandon,	Engleman,	Mason,	Ulrich,
Cannon,	Ford,	McClelend,	Walthew,
Carlton,	Gibbs,	McCormick,	Waltz,
Case, J. A.,	Hammond,	McNabb,	Watson,
Case, O. N.,	Hampton,	North,	Weiss,
Chapman,	Hayes,	O'Keefe,	Wellman,
Collins,	Holman,	Oviatt,	Wiggins,
Conrad,	Houk,	Potter,	Williams,
Cossitt,	Howell,	Potter,	Wilson,
Cross,	Jones,	Powers,	Wright,
Crozer,	Kelly,	Sellers,	Speaker,
Dakin,			

65

## NAYS.

Mr. Beekman,

Title agreed to.

House bill No. 545 (File No. 418), entitled

A bill to amend section 10 of an act entitled "An act authorizing the formation of partnership associations in which the capital subscribed shall alone be responsible for the debts of the association, except under certain circumstances," approved May 22, 1877, being section 2374, Howell's Statutes,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Divine,	Mr. Malcolm,	Mr. Stark,
Bates,	Dunbar,	Manwaring,	Sutton,
Beecher,	Eldred,	McClelend,	Swift,
Bentley,	Engleman,	McCormick,	Town,
Boynton,	Ford,	McGregor,	Ulrich,
Brandon,	Gibbs,	McNabb,	Walthew,
Cannon,	Hammond,	North,	Waltz,
Carlton,	Hampton,	O'Keefe,	Watson,
Case, J. A.,	Hayes,	Oviatt,	Weiss,
Case, O. N.,	Holman,	Potter,	Wellman,
Chapman,	Houk,	Powers,	Wiggins,
Collins,	Jones,	Rumsey,	Wilson,
Conrad,	Kelly,	Sellers,	Woodruff,
Cossitt,	Kirkpatrick,	Snyder,	Wright,
Cross,	Long,	Staples,	Speaker,
Dakin,	Makelim,		

62

## NAYS.

Mr. Dickson, Mr. Williams,

2

Title agreed to.

Senate bill No. 163 (File No. 215), entitled



A bill to amend section 29 of chapter 202 of the compiled laws of 1871, relative to garnishees, being section 8085 of Howell's Annotated Statutes,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Divine,	Mr. Malcolm,	Mr. Sutton,
Barry,	Dunbar,	Mason,	Swift,
Bates,	Eldred,	McClelend,	Town,
Beecher,	Engleman,	McCormick,	Ulrich,
Beekman,	Estee,	McNabb,	Walthew,
Bentley,	Ford,	North,	Waltz,
Brandon,	Gibbs,	O'Keefe,	Watson,
Cannon,	Hammond,	Oviatt,	Weiss,
Carlton,	Hayes,	Post,	Wellman,
Case, J. A.,	Holman,	Potter,	Wiggins,
Case, O. N.,	Houk,	Powers,	Williams,
Chapman,	Jones,	Rumsey,	Wilson,
Cossitt,	Kelly,	Sellers,	Woodruff,
Cross,	Kirkpatrick,	Staples,	Wright,
Crozer,	Long,	Stark,	Speaker,
Dakin,			

61  
0

## NAYS.

Title agreed to.

Senate bill No. 196 (File No. 174), entitled

A bill to amend sections 6947 and 6948 of Howell's Annotated Statutes, being compiler's sections 5382 and 5383 of the compiled laws of 1871, relative to assignment of judgments in justices' courts,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Dickson,	Mr. Long,	Mr. Staples,
Bates,	Divine,	Makelim,	Stark,
Beecher,	Dunbar,	Malcolm,	Swift,
Beekman,	Eldred,	Manwaring,	Town,
Bentley,	Engleman,	Mason,	Ulrich,
Boynton,	Estee,	McCormick,	Walthew,
Brandon,	Ford,	McNabb,	Watson,
Brant,	Gibbs,	North,	Weiss,
Campbell,	Hammond,	O'Keefe,	Wellman,
Carlton,	Hampton,	Oviatt,	Wiggins,
Case, O. N.,	Hayes,	Post,	Williams,
Chapman,	Holman,	Potter,	Wilson,
Conrad,	Houk,	Powers,	Woodruff,
Cossitt,	Jones,	Rumsey,	Wright,
Cross,	Kelly,	Sellers,	Speaker,
Crozer,	Kirkpatrick,	Snyder,	

63

## NAYS.

0

Title agreed to.

Senate bill No. 157 (File No. 109), entitled

A bill to amend section 15 of chapter 259, of the compiled laws of 1871,

being section 9468 of Howell's Annotated Statutes, relative to the exclusion of witnesses and spectators during trials before magistrates,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Cross,	Mr. Malcolm,	Mr. Sutton,
Bates,	Dickson,	Manwaring,	Swift,
Beecher,	Eldred,	Mason,	Town,
Beekman,	Engleman,	McCormick,	Ulrich,
Bentley,	Estee,	McNabb,	Walthew,
Brandon,	Ford,	North,	Waltz,
Brant,	Gibbs,	O'Keefe,	Watson,
Campbell,	Hammond,	Oviatt,	Weiss,
Cannon,	Hampton,	Post,	Wellman,
Carlton,	Hayes,	Potter,	Wiggins,
Case, A. T.,	Houk,	Powers,	Williams,
Case, J. A.,	Howell,	Rumsey,	Wilson,
Case, O. N.,	Kelly,	Sellers,	Woodruff,
Chapman,	Kirkpatrick,	Snyder,	Wright,
Conrad,	Long,	Staples,	Speaker,
Cossitt,	Makelim,	Stark,	

63

## NAYS.

0

Title agreed to.

Senate bill No. 55 (File No. 199), entitled

A bill to prohibit the use of the words "warranty deed," or similar words on any deed except on warranty deeds,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Cross,	Mr. Kelly,	Mr. Stark,
Barry,	Orozer,	Kirkpatrick,	Sutton,
Bates,	Dakin,	Long,	Swift,
Beecher,	Dickson,	Makelim,	Town,
Beekman,	Divine,	Malcolm,	Ulrich,
Boynton,	Dodge,	Manwaring,	Walthew,
Brandon,	Engleman,	Mason,	Waltz,
Brant,	Estee,	McCormick,	Watson,
Campbell,	Ford,	McNabb,	Weiss,
Cannon,	Gibbs,	North,	Wellman,
Carlton,	Hammond,	O'Keefe,	Wiggins,
Case, A. T.,	Hampton,	Post,	Williams,
Case, J. A.,	Hayes,	Potter,	Wilson,
Chapman,	Houk,	Sellers,	Woodruff,
Conrad,	Howell,	Snyder,	Wright,
Cossitt,	Jones,	Staples,	Speaker,

64

## NAYS.

0

Title agreed to.

Senate bill No. 310 (File No. 166), entitled

A bill to amend sections 10 and 12 of chapter 268, compiled laws of 1871, being compiler's sections 8135 and 8137 as amended by act 84 public acts of

1877, relative to the Reform School, being sections 9817 and 9819 of Howell's Annotated Statutes of 1882,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. Kelly,	Mr. Snyder,
Barry,	Cross,	Kirkpatrick,	Staples,
Bates,	Crozer,	Lincoln,	Stark,
Beecher,	Dakin,	Malcolm,	Swift,
Beekman,	Dickson,	Manwaring,	Town,
Bentley,	Divine,	Mason,	Ulrich,
Boynton,	Dodge,	McOormick,	Walthew,
Brandon,	Engleman,	McNabb,	Waltz,
Cannon,	Estee,	North,	Wellman,
Carlton,	Ford,	Oviatt,	Wilson,
Case, A. T.,	Gibbs,	Post,	Woodruff,
Case, J. A.,	Hammond,	Potter,	Wright,
Chapman,	Hampton,	Powers,	Speaker,
Conrad,	Houk,	Rumsey,	55

## NAYS.

Mr. Holman,	Mr. Weiss,	Mr. Wiggins,	Mr. Williams,
O'Keefe,			5

Title agreed to.

On motion of Mr. Chapman,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 114 (File No. 158) entitled

A bill requiring all State institutions to submit their estimates of current expenses to the State Board of Corrections and Charities;

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Conrad,	Mr. Hayes,	Mr. Post,
Bates,	Cossitt,	Houk,	Powers,
Bentley,	Cross,	Kelly,	Staples,
Boynton,	Crozer,	Kirkpatrick,	Stark,
Brandon,	Divine,	Lincoln,	Ulrich,
Cannon,	Engleman,	Manwaring,	Waltz,
Carlton,	Estee,	Mason,	Wellman,
Case, A. T.,	Ford,	McClelend,	Wiggins,
Case, J. A.,	Gibbs,	McNabb,	Woodruff,
Case, O. N.,	Hammond,	O'Keefe,	Wright,
Chapman,	Hampton,		42

## NAYS.

Mr. Beecher,	Mr. Holman,	Mr. Sellers,	Mr. Weiss,
Campbell,	Malcolm,	Sutton,	Williams,
Davis,	Oviatt,	Town,	Speaker,
Eldred,	Rumsey,	Watson,	15

Senate bill No. 161 (File No. 200), entitled

A bill to amend act 137, of the laws of 1849, by adding a new section

thereto to stand as section 28, relative to authorizing proceedings against garnishees and for other purposes,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Bardwell,	Mr. Dickson,	Mr. Malcolm,	Mr. Stark,
Bates,	Divine,	Manwaring,	Sutton,
Beecher,	Dodge,	Mason,	Swift,
Beekman,	Estee,	McClelend,	Town,
Bentley,	Ford,	McCormick,	Waltz,
Boynton,	Gibbs,	McGregor,	Watson,
Campbell,	Hampton,	McNabb,	Weiss,
Cannon,	Hayes,	North,	Wellman,
Carlton,	Holman,	O'Keefe,	Wiggins,
Case, A. T.,	Houk,	Oviatt,	Williams,
Case, J. A.,	Jones,	Post,	Wilson,
Chapman,	Kelly,	Powers,	Woodruff,
Conrad,	Lincoln,	Rumsey,	Wright,
Cross,	Makelim,	Staples,	Speaker, 56

## NAYS.

Mr. Adams,	Mr. Crozer,	Mr. Eldred,	Mr. Kirkpatrick,
Barry,	Dakin,	Hammond,	?

Title agreed to.

House bill No. 668 (File No. 393), entitled

A bill to amend certain sections of an act entitled "An act to organize a union school district of Bay City," approved March 20, 1867,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Wright,

The bill was recommitted to the committee of the whole.

Mr. Brandon moved that the House take a recess until 2 o'clock, P. M.

Mr. Holman moved to amend the motion by making the hour 7 P. M.,

Which was not agreed to.

The motion to take a recess until 2 o'clock P. M. then prevailed.

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AFTERNOON SESSION.

*2 o'clock P. M.*

The House met and was called to order by the Speaker.

Roll called: quorum present.

## MOTIONS AND RESOLUTIONS.

Mr. J. A. Case moved to discharge the committee on engrossment and enrollment from the further consideration of

House bill No. 693 (File No. 362), entitled

A bill to authorize the board of control of State swamp lands to cause the removal of jams or rafts of floodwood, and deepen the channel where necessary, in and from Newton Creek, in the township of Alpena, in the county

of Alpena, and to appropriate not exceeding three sections of State swamp land to defray the cost thereof;

Which motion prevailed.

On motion of Mr. J. A. Case,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Dodge moved to reconsider the vote by which the House refused to pass

House bill No. 481 (File No. 421), entitled

A bill to regulate the appointments made by the Governor of this State of the members of the boards in control and trustees in charge of the several State institutions;

Which motion prevailed.

The question being on the passage of the bill,

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Coleman,	Mr. Hampton,	Mr. Powers,
Baker,	Conrad,	Hayes,	Rumsey,
Bardwell,	Coomer,	Houk,	Sellers,
Barry,	Cossitt,	Kelly,	Staples,
Bates,	Cross,	Kirkpatrick,	Stark,
Beekman,	Dakin,	Long,	Sutton,
Bentley,	Divine,	Mason,	Town,
Boynton,	Dodge,	McCormick,	Ulrich,
Brant,	Egan,	McGregor,	Walthew,
Brown,	Engleman,	McNabb,	Waltz,
Cannon,	Estee,	North,	Wellman,
Carlton,	Ford,	Oviatt,	Wiggins,
Case, J. A.,	Gleason,	Parkhurst,	Wilson,
Case, O. N.,	Hammond,	Post,	55

#### NAYS.

Mr. Chapman,	Mr. Eldred,	Mr. Malcolm,	Mr. Watson,
Crozer,	Gibbs,	O'Keefe,	Weiss,
Dickson,	Howell,	Snyder,	11

Title agreed to.

Mr. Ulrich moved to take from the table

House bill No. 485 (File No. 411), entitled

A bill to amend sections 1, 2, 3, 4, 5, and 10 of act No. 144 of session laws of 1883, entitled "An act to provide for the compulsory education of children in certain cases;"

Which motion prevailed.

The question being on the passage of the bill,

Mr. Ulrich moved to amend the bill by striking out section 10;

Which motion prevailed, two-thirds of all the members present voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. Malcolm,	Mr. Sutton,
Baker,	Cross,	McCormick,	Swift,
Bardwell,	Dickson,	McGregor,	Town,
Barry,	Divine,	McNabb,	Ulrich,
Bates,	Dodge,	O'Keefe,	Walthew,
Boynton,	Eldred,	Oviatt,	Waltz,
Brant,	Ford,	Parkhurst,	Watson,
Brown,	Gibbs,	Post,	Weiss,
Campbell,	Gleason,	Potter,	Wellman,
Cannon,	Hammond,	Powers,	Wiggins,
Carlton,	Hampton,	Rumsey,	Wilson,
Case, A. T.,	Hayes,	Sellers,	Wood,
Case, O. N.,	Houk,	Snyder,	Woodruff,
Chapman,	Howell,	Staples,	Wright,
Coleman,	Kirkpatrick,	Stark,	Speaker,
Coomer,	Long,		

32

## NAYS.

Mr. Conrad,

1

The question being on agreeing to the title,

Mr. Ulrich moved to amend the title so as to read as follows:

A bill to amend sections 1, 2, 3, and 5 of act No. 144, of the session laws of 1883, entitled "An act to provide for the compulsory education of children in certain cases;"

Which motion prevailed.

The title as amended was then agreed to.

Mr. McNabb moved that leave of absence be granted to Messrs. Lincoln and Richardson for the afternoon;

Which motion did not prevail.

## UNFINISHED BUSINESS,

Being the consideration of the following:

Senate amendment to

House bill No. 411 (File No. 213), entitled

A bill to amend section 48, of chapter 8, being compiler's section 875, of the compiled laws of 1871, as amended by act number 28, of the session laws of 1875, approved March 12, 1875, as amended by act Number 104, of the session laws of 1881, approved April 23, 1881, the same being section 916, of the General Statutes of the State of Michigan, in force, compiled and annotated by Andrew Howell, relative to the compensation of State troops;

Which had been reported as follows:

By striking out of line 8, section 48, the words "of eighteen hundred and sixty-three;"

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Woodruff,

The House concurred, a majority of all the members elect voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Dodge,	Mr. Maloolm,	Mr. Sutton,
Bardwell,	Egan,	Mason,	Swift,
Bates,	Eldred,	McCormick,	Town,
Bentley,	Engleman,	McGregor,	Ulrich,
Boynton,	Estee,	McNabb,	Voorhees,
Campbell,	Ford,	O'Keefe,	Walthew,
Cannon,	Gibbs,	Oviatt,	Waltz,
Carlton,	Gleason,	Parkhurst,	Wellman,
Case, O. N.,	Hammond,	Post,	Wiggins,
Chapman,	Hampton,	Powers,	Wilson,
Coleman,	Hayes,	Rumsey,	Wood,
Conrad,	Houk,	Sellers,	Woodruff,
Cross,	Howell,	Snyder,	Wright,
Dickson,	Kelley,	Staples,	Speaker,
Divine,	Kirkpatrick,	Stark,	

59

## NAYS.

Mr. Long,	Mr. Watson,	Mr. Weiss,	3
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On motion of Mr. Woodruff,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

Also the following :

Senate amendment to

House bill No. 45 (File 20), entitled

A bill to authorize the burial of the body of any honorably discharged ex-union soldier, sailor, or marine of this State, who shall hereafter die without leaving means sufficient to defray his funeral expenses,

Which had been reported as follows :

1. By striking out "sections 1 and 2" and inserting the following in lieu thereof :

"SECTION 1. *The People of the State of Michigan enact*, That it shall be the duty of the board of supervisors of each county in this State, to appoint in each township and ward in their respective counties, a suitable person, other than those designated by law for the care of paupers and the care of criminals, whose duty it shall be, in his township or ward, to look after and cause to be interred in a decent and respectable manner in any cemetery or burial ground within this State, other than those used exclusively for the burial of the pauper dead, at an expense not to exceed forty dollars, the body of any honorably discharged Union soldier, sailor or marine, having at any time served in the army or navy of the United States, who shall hereafter die, not leaving means sufficient to defray the necessary funeral expenses. Such person so appointed shall serve without compensation, and shall hold his appointment so long as he serves to the satisfaction of the board of supervisors; and whenever any vacancy occurs from any cause, it shall be the duty of the board of supervisors to fill such vacancy by the appointment of another suitable person.

"SEC. 2. It shall be the duty of the persons so appointed as provided in the foregoing section, before he assume the charge and expense of any such burial,

to first satisfy himself by a careful inquiry into and examination of all the circumstances in the case, that the family of such deceased soldier, sailor, or marine, if he has any, residing in such township or ward, is unable for want of means, to defray the expenses of such funeral or burial. Whereupon if he finds such inability to exist, he shall cause such deceased soldier, sailor, or marine to be buried as provided in section one of this act, and he shall also immediately report their action to the clerk of the Board of Supervisors of the county, setting forth all the facts, and that he found the family of such deceased person, if he had any, in indigent circumstances, and unable to pay the expenses of such funeral or burial, together with the name, rank and command to which he belonged as such soldier, sailor, or marine, the date of his death, place where buried and his occupation while living; also an accurately itemized statement of the expenses incurred by reason of such burial;”

2. By striking out of line 5, section 3, the word “general,” and inserting after the word “government” the words “of the United States.”

The question being on concurring in the amendments made by the Senate to the bill,

On motion of Mr. Dickson,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

#### YEAS.

Mr. Adams,	Mr. Conrad,	Mr. Howell,	Mr. Staples,
Baker,	Coomer,	Kelly,	Sutton,
Bardwell,	Cossitt,	Kirkpatrick,	Swift,
Barry,	Cross,	Long,	Town,
Bates,	Crozer,	Malcolm,	Ulrich,
Beecher,	Dakin,	Manwaring,	Voorhees,
Beekman,	Dickson,	McCormick,	Walthew,
Bentley,	Divine,	McGregor,	Waltz,
Boynton,	Dodge,	McNabb,	Watson,
Brant,	Egan,	O'Keefe,	Weiss,
Brown,	Eldred,	Oviatt,	Wellman,
Campbell,	Estee,	Parkhurst,	Wiggins,
Cannon,	Ford,	Post,	Wilson,
Carlton,	Gibbs,	Powers,	Wood,
Case, A. T.,	Gleason,	Rumsey,	Woodruff,
Case, O. N.,	Hampton,	Sellers,	Wright,
Chapman,	Hayes,	Snyder,	Speaker,
Coleman,	Houk,		

70

#### NAYS.

0

The bill was then referred to the committee on engrossment and enrollment for enrollment.

Also the following:

Senate amendment to

House bill No. 195 (File No. 218), entitled

A bill to provide for the appointment of a State live stock sanitary commission and a State veterinarian, and to prescribe their powers and duties, and to prevent and suppress contagious and infectious diseases among the live stock of the State;

Which had been reported as follows:



1. By striking out in section 1, lines 7 and 13, the word "February," and inserting in lieu thereof the word "July;"

2. By adding to the end of section 23 the words "or horses;"

The question being on concurring in the amendments made by the Senate to the bill,

On motion of Mr. Wood,

The House concurred, a majority of all the members elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Adams,	Mr. Collins,	Mr. Hampton,	Mr. Staples,
Baker,	Conrad,	Houk,	Sutton,
Bardwell,	Oomer,	Howell,	Swift,
Barry,	Cossitt,	Kelly,	Ulrich,
Bates,	Cross,	Kirkpatrick,	Voorhees,
Beecher,	Crozer,	Malcolm,	Walthew,
Beekman,	Davis,	McCormick,	Waltz,
Bentley,	Divine,	McGregor,	Watson,
Brown,	Dodge,	McNabb,	Wellman,
Campbell,	Egan,	Oviatt,	Wiggins,
Cannon,	Eldred,	Parkhurst,	Wilson,
Carlton,	Estee,	Post,	Wood,
Case, A. T.,	Ford,	Powers,	Woodruff,
Case, O. N.,	Gibbs,	Rumsey,	Wright,
Chapman,	Gleason,	Sellers,	Speaker,
Coleman,	Hammond,	Snyder,	

63

#### NAYS.

Mr. Brant,	Mr. O'Keefe,	Mr. Town,	Mr. Weiss,
Long,			

5

On motion of Mr. Wood,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

By unanimous consent, the committee on roads and bridges reported as follows:

The committee on roads and bridges, to whom was referred

Senate bill No. 22 (File No. 191), entitled

A bill to amend sections 1442, 1443, 1445, and 1446 of Howell's Annotated Statutes, being sections 1, 2, 4, and 5 of act No. 244 of the session laws of 1879, entitled "An act for the collection of damages sustained by reason of defective public highways, streets, bridges, cross-walks, and culverts," so as to make said act cover damages sustained by reason of defective sidewalks,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAMES W. McCORMICK, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Chapman moved to reconsider the vote by which the House refused to pass

Senate bill No. 367 (File No. 244), entitled

A bill to define and fix the boundary lines between school district No. 1 and school district No. 2 in the township of Portage, in the county of Houghton;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Chapman,

The bill was laid on the table.

#### GENERAL ORDER.

On motion of Mr. Howell,

The House went into committee of the whole on the general order.

Whereupon the Speaker called Mr. Dodge to the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

1. House bill No. 389 (File No. 407), entitled

A bill to provide for the correction of errors in certified statements made by inspectors of election of the results of the election;

2. House bill No. 274 (File No. 309), entitled

A bill to amend act No. 138 of the public acts of 1881, and being compiler's sections No. 1813 to 1818 inclusive, Howell's Annotated Statutes of 1882, being an act to provide for the medical and surgical treatment of dependent children at the hospital of the Michigan University;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following:

3. House bill No. 57 (File No. 25), entitled

A bill to amend sundry sections of act No. 145 of the session laws of 1881, entitled "An act establishing a lien for labor and services upon logs, timber, cedar posts, telegraph poles, railroad ties, tan bark, shingle bolts, and staves," and to repeal act No. 185 of the session laws of 1873, entitled "An act establishing a lien for labor and services upon logs and timber," as amended by act No. 253 of the session laws of 1879, and to add a new section thereto to stand as section 17;

4. Senate bill No. 376 (File No. 223), entitled

A bill to prevent deception in the manufacture and sale of dairy products and to preserve the public health;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following

5. Senate bill No. 38 (File No. 220), entitled

A bill to prevent the spreading of glanders and farcy;

6. House bill No. 127 (File No. 402), entitled

A bill to protect passengers upon the train railroads operated within the State of Michigan;

7. House bill No. 589 (File No. 392), entitled

A bill to amend section 7 of chapter 169 of the compiled laws of 1871, relative to marriages and the solemnization thereof, and to restore and amend sec-

tions 10, 11, and 12 of said chapter as repealed by act No. 194 of the session-laws of 1867;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

The committee of the whole have also had under consideration the following:

8. House bill No. 112 (File No. 277), entitled

A bill to amend section 1 of chapter 6 of the general school laws of Michigan, being section 1 of chapter 6 of public acts, number 164, of the session laws of 1881, relative to the borrowing of money and bonding the district therefor, for the purpose of buying school-house sites and paying for the erection of school-houses,

And have directed their chairman to report the same back to the House with the recommendation that it be laid on the table.

The committee of the whole have also had under consideration the following:

9. House bill No. 667 (File No. 407), entitled

A bill to amend section 4 of chapter 11, relative to the general duties of commissioners and overseers of title 9, relative to highways, bridges, private roads, and ferries, being compiler's section No. 1415, of Howell's Annotated Statutes;

And have directed their chairman to report the same back to the House with the recommendation that its further consideration be indefinitely postponed.

FRANK L. DODGE, *Chairman*.

Report accepted and committee discharged.

The first and second named bills were placed on the order of third reading.

On motion of Mr. Oviatt,

The House concurred in the amendments made by the committee to the third named bill, and it was placed on the order of third reading.

Mr. McCormick moved that the House concur in the amendments made by the committee to the fourth named bill.

Mr. Campbell demanded a division of the question, so that the vote on concurring in the several amendments be taken separately.

The question being on concurring in the amendment made by the committee by inserting in line 2, section 1, after the word "sell," the words "or ship into this State,"

The same was concurred in.

The question being on concurring in the amendment made by the committee in striking out section 6 of the bill,

Mr. Campbell demanded the yeas and nays.

The demand was seconded, and the amendment was not concurred in, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. Engleman,	Mr. Post,	
Barry,	Cross,	Estee,	Richardson,	
Cannon,	Dickson,	Ford,	Stark,	
Case, O. N.,	Dunbar,	Long,	Ulrich,	
Coomer,	Egan,	McNabb,	Watson,	20

#### NAYS.

Mr. Bardwell,	Mr. Chapman,	Mr. Kirkpatrick,	Mr. Sellers,
Bates,	Conrad,	Lincoln,	Snyder,

Mr. Beecher,	Mr. Eldred,	Mr. Malcolm,	Mr. Sutton,
Beekman,	Gibbs,	McCormick,	Town,
Boynton,	Gleason,	McGregor,	Waltz,
Brant,	Hammond,	O'Keefe,	Wellman,
Brown,	Hayes,	Oviatt,	Williams,
Campbell,	Houk,	Parkhurst,	Wood,
Carlton,	Howell,	Powers,	Woodruff,
Case, A. T.,	Kelly,	Rumsey,	Wright, 40

The question being on concurring in the amendment made by the committee in adding a new section to the bill to stand as section 9, and to read as follows:

SEC. 9. Any person or persons, co-partnership, corporation, or company, having money or property, or both, invested in any machinery, apparatus or stock used in connection with the manufacture of oleomargarine or any butter substitute, at the time when this act shall take effect, shall have the right to surrender to the sheriff of the county where such property, machinery or stock is situated, all the property except real estate and buildings thereon invested in or used for the manufacture of such articles, an inventory of which shall, on such surrender be made by the owner or owners, in connection with said sheriff, and one duplicate copy thereof, given to such owner or owners, and the other to said sheriff. And thereupon such owner or owners making such surrender, may commence a suit in the circuit court for the county where such surrender shall be made, against the State, by petition, for the value of such property, a copy of which petition shall be served on the prosecuting attorney of said county. Such petition shall set forth substantially the grounds upon which it is made, and shall request the court, at any regular term thereof, to have the value of all such property assessed by a jury in said court. In such proceeding said commissioner, the prosecuting attorney, or the Attorney General may appear for the State, make answer and defend. And the jury shall proceed, under proper instructions from the court, upon any proper evidence before them, to find by their verdict the value of all the property so surrendered by the owner or owners thereof, and if the jury fail to agree, another jury shall be called, and so on until a verdict shall be agreed upon, and judgment shall be rendered upon said verdict found against the State for the amount so found and costs; and thereupon an execution shall be issued by said court to the sheriff, for the sale of said property so surrendered, as the property of the State, in like manner and upon similar notice as required under executions issued in cases between individuals, and the amount received on such sale shall be paid by the officer receiving the same, to such owner or owners. And in case there shall be any deficiency of proceeds of such sale, for the payment of judgment and costs, this fact, and the amount of such deficiency, shall be certified by the clerk of the court, under his hand and seal, to the Board of State Auditors, a copy at the same time being given to the petitioner or petitioners. And said Board of State Auditors shall thereupon allow to said petitioner or petitioners, the amount of such deficiency, as a debt against the State; and upon their certificate therefor being presented to the Auditor General, shall be allowed by him, and he shall issue his warrant therefor upon the State Treasurer, who is hereby required to pay the sum out of any moneys in the general fund not otherwise appropriated;

Mr. Campbell demanded the yeas and nays.

The demand was seconded, and the amendment was concurred in, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. Hammond,	Mr. Richardson,
Barry,	Divine,	Kirkpatrick,	Staples,
Bates,	Dodge,	Lincoln,	Stark,
Brant,	Dunbar,	Long,	Ulrich,
Brown,	Egan,	Malcolm,	Waltz,
Cannon,	Engleman,	Manwaring,	Watson,
Case, J. A.,	Estee,	McCormick,	Wellman,
Case, O. N.,	Ford,	Post,	Wright,
Coomer,	Gleason,	Powers,	

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## NAYS.

Mr. Bardwell,	Mr. Conrad,	Mr. Houk,	Mr. Town,
Beecher,	Eldred,	Oviatt,	Williams,
Beekman,	Gibbs,	Parkhurst,	Wood,
Campbell,	Hayes,	Sutton,	Woodruff,
Case, A. T.,			

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Mr. Chapman moved that the House concur in the action of the committee in striking out all after the enacting clause of the seventh named bill.

Mr. Wright demanded the yeas and nays.

The demand was seconded, and the action of the committee was concurred in by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Cross,	Mr. Hayes,	Mr. Richardson,
Bardwell,	Divine,	Howell,	Sutton,
Bates,	Dunbar,	Kelly,	Town,
Beecher,	Engleman,	Kirkpatrick,	Waltz,
Boynton,	Estee,	Malcolm,	Watson,
Case, A. T.,	Gibbs,	McCormick,	Williams,
Case, O. N.,	Gleason,	McGregor,	Wood,
Chapman,	Hammond,	Oviatt,	Woodruff,

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## NAYS.

Mr. Barry,	Mr. Cossitt,	Mr. Powers,	Mr. Ulrich,
Campbell,	Egan,	Sellers,	Wellman,
Cannon,	Eldred,	Staples,	Wright,
Case, J. A.,	O'Keefe,	Stark,	Speaker,
Conrad,	Parkhurst,		

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The title and enacting clause were laid on the table.

Mr. Cannon rose to a question of order, in that the last roll call did not disclose a quorum; and therefore

Mr. Cannon moved that there be a call of the House;

Pending which,

On motion of Mr. Dodge,

The House adjourned.

*Lansing, Wednesday, June 10, 1885.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Rev. Mr. Thompson.

Roll called: quorum present.

Absent without leave: Messrs. Hankerd, Johnson, and Shorts.

On motion of Mr. Boynton,

Leave of absence was granted to Mr. Hankerd for the day.

On motion of Mr. McKie,

Leave of absence was granted to Mr. Johnson for the day.

On motion of Mr. Ulrich,

Leave of absence was granted to Mr. Shorts for the day.

#### PRESENTATION OF PETITIONS.

No. 987. By Mr. Campbell: Petition of John W. Shively, P. P. Nichols Barlow Starr, and 109 other citizens of Coldwater, praying for the passage of, the Shoemaker freight bill.

Referred to the committee on railroads.

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 180 (File No. 331), entitled

A bill to prevent accidents by line shafting used on fair grounds or other public places where machinery is running on exhibition;

Also,

House bill No. 303 (File No. 278), entitled

A bill to provide for the incorporation of associations to engage in the business of breeding and raising blooded stock;

Also,

House bill No. 356 (File No. 312), entitled

A bill to authorize the county of Bay to buy and maintain or build a bridge across the Saginaw river;

Also,

House bill No. 477 (File No. 177), entitled

A bill to authorize the Kent County Agricultural Society to dispose of certain property and invest the proceeds;

Also,

House bill No. 36 (File No. 18), entitled

A bill to amend section 8 of chapter 179 of compiled laws of 1871, being compiler's section 5532, relative to criminal proceedings before justices of the peace;

Also,

House bill No. 669, entitled

A bill for the relief of Francis Marsac.

R. J. DICKSON, *Chairman.*

Report accepted.

By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor the following :

House bill No. 45 (File No. 20), entitled

A bill to authorize the burial of the body of any honorably discharged ex-union soldier, sailor, or marine of this State, who shall hereafter die without leaving means sufficient to defray his funeral expenses ;

Also,

House bill No. 411 (File No. 213), entitled

A bill to amend section 48, of chapter 3, being compiler's section 875, of the compiled laws of 1871, as amended by act number 28, of the session laws of 1875, approved March 12, 1875, as amended by act number 104, of the session laws of 1881, approved April 22, 1881, the same being section 915, of the general statutes of the State of Michigan, in force, compiled and annotated by Andrew Howell, relative to the compensation of State troops.

R. J. DICKSON, *Chairman*.

Report accepted.

By the committee on supplies and expenditures :

The committee on supplies and expenditures, to whom was referred the following bill :

State of Michigan, to Chas. Reeves, to washing towells, \$9.25,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that it be allowed, and ask to be discharged from the further consideration of the subject.

HUGH McCLELEND, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Chapman,

The report was adopted and the bill ordered paid.

By the committee on education :

The committee on education, to whom was referred

Senate bill No. 156 (File No. 210), entitled

A bill to amend act No. 408 of the session laws of 1871, being an act entitled "An act to organize the union school district of the township of Rogers,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education, to whom was referred

Senate bill No. 273 (File No. 230), entitled

A bill to incorporate the public schools of Oscoda,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education, to whom was referred

House bill No. 160,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, together with the accompanying substitute therefor, entitled

A bill to abolish fractional school district No. 1 of the city and township of Marquette, and to form the territory of the city of Marquette into a single school district,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Kirkpatrick,

The House concurred in the adoption of the substitute reported by the committee.

On motion of Mr. Campbell,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. Hayes,	Mr. Post,
Baker,	Cross,	Houk,	Potter,
Bardwell,	Crozer,	Jones,	Powers,
Barry,	Dickson,	Kelly,	Ramsey,
Beecher,	Diekema,	Kirkpatrick,	Snyder,
Beekman,	Divine,	Long,	Staples,
Bentley,	Dunbar,	Makelim,	Town,
Boynnton,	Egan,	Malcolm,	Ulrich,
Brant,	Eldred,	Mason,	Watson,
Campbell,	Engleman,	McGregor,	Wellman,
Cannon,	Ford,	McKie,	Wiggins,
Case, J. A.,	Gardner,	North,	Williams,
Chapman,	Gibbs,	Northwood,	Wood,
Collins,	Gleason,	O'Keefe,	Woodruff,
Conrad,	Hammond,	Oviatt,	Wright,
Coomer,	Hampton,	Parkhurst,	Speaker,

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#### NAYS.

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Title agreed to.

On motion of Mr. Campbell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on ways and means :

The committee on ways and means, to whom was referred

House joint resolution No. 23, entitled

Joint resolution authorizing the Board of State Auditors to provide for lighting the State Capitol building and grounds with electricity,



Respectfully report that they have had the same under consideration and have directed me to report the same back to the House without amendment, and also that, from what information they are able to obtain, the change to electricity would result in a saving to the State of at least twenty-five per cent, taking into consideration the interest of the plant, etc., etc.; also that to a certain extent electric lights are an experiment, but should any kind of electric light be adopted we would suggest that the Edison incandescent light have the preference, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee of conference:

The committee of conference of the two Houses, to whom was referred Senate bill No. 155 (File No. 129), entitled

A bill to provide for the punishment of public officers, their servants and agents, who knowingly and unlawfully appropriate to their own use, or to the use of others, the money or property committed to their care;

Which the House amended as follows:

Amend section 1 by striking out all after the word "years" in lines 6 and 7;

In which amendment the Senate refused to concur, and from which amendment the House has refused to recede,

Respectfully report that they have had the same under consideration, and have determined to recommend as follows, viz.:

That the House recede from its said amendment, leaving the bill in form as it passed the Senate.

L. A. BRANT,

L. M. SELLERS,

*House Committee.*

JOHN CARVETH,

H. H. PULVER,

*Senate Committee.*

Report accepted and committee discharged.

The question being on the adoption of the report,

The report was adopted, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baker,	Mr. Cross,	Mr. Kelly,	Mr. Snyder,
Bardwell,	Crozer,	Kirkpatrick,	Staples,
Barry,	Dickson,	Mason,	Town,
Beecher,	Diekema,	McClelland,	Ulrich,
Beekman,	Divine,	McGregor,	Voorhees,
Bentley,	Dunbar,	McKie,	Waltz,
Boynton,	Egan,	McNabb,	Watson,
Brant,	Engleman,	North,	Weiss,
Campbell,	Ford,	Northwood,	Wellman,
Cannon,	Gardner,	Oviatt,	Wiggins,
Case, J. A.,	Gleason,	Parkhurst,	Williams,
Case, O. N.,	Hammond,	Post,	Wood,
Chapman,	Hayes,	Powers,	Woodruff,

Mr. Collins, Conrad, Coomer,	Mr. Holman, Houk, Jones,	Mr. Richardson, Rumsey, Sellers,	Mr. Wright, Speaker.	63
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## NAYS.

Mr. Eldred,	Mr. Gibbs,	Mr. Long,	3
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By the minority of the committee to investigate the Quartermaster General's office:

The undersigned, a minority of your committee, to whom was referred the duty of investigating the official transactions of the office of the Quartermaster General of this State, under the administration of General William Shakespeare, by and in virtue of a resolution adopted March 13th, 1885, having acted jointly with the Senate committee on military affairs authorized to act with this your committee, beg leave to submit the following minority report:

We feel it incumbent on us to state, as a preliminary to entering into the detailed reasons for dissenting from the opinion of the majority of your committee, that we were totally unprepared to find that a majority report had been prepared ready for submission to your honorable body, and were not aware that any steps had been taken in the matter until a few hours before the report was submitted to the House, when we were called into the committee room and found a full report drawn out already signed by the majority of the committee. On being requested to concur in said report and sign the same we demurred, on the ground that we had not been advised of any meeting of said committee to consider the evidence and testimony taken during the investigation, for the purpose of basing a report thereon, nor was our advice or opinion solicited, or allowed to shape the framing of its contents; that no time was afforded us even to read said report and ascertain the contents thereof before it was submitted to the House, and that it would be folly in us to subscribe to a document of the nature of which we were entirely ignorant; nor have we seen any good reason for concurring in said majority report since we have read the same as printed in the Journal of the House.

Having been thus debarred from the privilege of expressing our opinion therein, we have no other course open to us but to express ourselves in this manner. The unusual steps above described, as taken by the majority of your committee to debar us, the minority, from exhibiting our sentiments and views in this manner, together with the savage truculence and malignant ferocity of their language, which seemed calculated to overwhelm the unfortunate object of their resentment, had it been intelligible, where the meaning was so often contradictory and the sense buried under a confused chaos of bad grammatical construction, and obscure and involved diction and phraseology, their indiscriminate and unprovoked assaults upon an honorable and worthy ex-official of this State, the unwarranted conclusions drawn from assumed premises, the distortion and mis-statement of evidence, the suppression or wilful evasion of testimony important and material to the interests of the person so severely censured, the extraordinary mingling of judicial and prosecuting powers by the said majority during the course of the investigation, where they presumed to act as prosecutors, judges, and jury, and assumed that the person under investigation was guilty of the charges preferred, before they had examined into the case, the extraordinary nature and triviality of many of the questions asked, in short, the whole tenor and animus of this extraordinary report, with its contradictory conclusions and malevolent imputations, may well call forth, from all fair minded and honor-

able citizens, a protest against such an unparalleled and offensive exhibition of petty and narrow partisanship.

But the facts as exhibited in this your committee's minority report, together with the evidence, testimony, and facts hereinafter cited and referred to, will in our opinion be sufficient to refute the unwarrantable and malicious charges and insinuations made in said majority report, and cause a just indignation to recoil on the heads of those who have attempted to blacken the character of a worthy and honorable officer of the State. We charge that the remarkable conduct of the majority of this committee, in not summoning the minority to consult and advise in the making of the report submitted by them, was not wholly unprecedented in all parliamentary proceedings of a similar character, but must be held conclusively to prove *mala fides* on their part, and an animus or intent to submit a report which they had already decided upon as a foregone conclusion, before hearing any testimony or evidence in the case, and is a *prima facie* proof of the malice and untruthfulness of said report.

In order to meet the charges, allegations, and insinuations therein made, we take up *seriatim*, all matters worthy of notice laid down therein, beginning with the following statement, to wit.:

"By the aid of files, papers, and records created during the administration of Gen. Shakespeare and the glaring abuses of all discretionary power, and the surmounting of all constitutional and statutory rights on the part of Gen. Shakespeare, as appears from the testimony in the hands of your committee, impels them to affirm the truthfulness embodied in your resolution of 'irregularities and extravagances in the Quartermaster General's office during the administration of Josiah W. Begole.'"

The sweeping and general nature of the matters charged as worthy of censure in the above extract, is only equalled by the "nonchalance and carelessness" with which they are made, to use an expression borrowed from the majority report above referred to. As appears from the testimony and evidence in this investigation, Gen. Shakespeare used little, if any, discretionary power. On the contrary, all the business of his office was transacted under the direction, and by the express orders of the State Military Board, in accordance with the statutory law regulating the same. In support of this we cite the testimony of Marshall H. Godfrey, found on page 179, *et passim*, and the testimony of Gen. John Robertson, pages 241 to 258, inclusive. Gen. Shakespeare's testimony, as it appears in the testimony on file in this case, is also conclusive on this point. Besides, we submit that had General Shakespeare been guilty of the charges alleged in the above extract, it should and ought to have appeared directly in the testimony offered as evidence, and should have been cited in the majority report. *Proof*, and not *assertion* is what candid people demand in such cases. It is a very easy and convenient method of damaging a person's reputation to make sweeping charges of a general nature imputing gross official dishonesty; but such a grave accusation, when unsubstantiated by any proof, is not apt to weigh much in the minds of those not willing to be convinced. As a matter of law, we submit that at least one single fact supported by undoubted evidence, should have been adduced in substantiation of said charges. But, on the contrary, all the testimony, especially that of Gen. Robertson, goes to show that Gen. Shakespeare, in all his business transactions, followed only the long established precedents of his office, as authorized by law.

We next cite the following extract from said majority report :

"Gen. Shakespeare \* \* \* \* \* had indulged in extravagances to an extent that warrants us in asserting that it bordered on the misappropriation of public funds placed in his hands and under his control by virtue of his office, all of which might, and probably would, have passed with but little censure, had not the large amount of \$31,759.45, as admitted by him, been placed in his hands by Gov. Begole to be disposed of, as appears by his subsequent action, to the satisfaction of any caprice that might possess him. After receiving this large amount, it appears from his testimony and from the testimony of the State Military Board" (which, by the way, is not true, as only one of the State Military Board was examined) "that the matter of expending this sum for military clothes, trimming, and blankets was very cursorily discussed by the Q. M. G. and Military Board, resulting finally in leaving the disposition thereof exclusively in the hands and to the judgment of Gen. Shakespeare, as will appear, he exercised with a nonchalance equalled only by that indulged in by the board in granting the power."

We are again forced to say, at the risk of wearisome reiteration, that the sweeping and general nature of the above charges would seem to any honest minded and candid inquirer after the truth, to require substantial proof of at least, one single act, bearing out the charges; yes, truly, in such a case there should be "proof as strong as holy writ" where a man's good name and character are at stake; but by a careful examination of the testimony, files, and papers used in this investigation, and of the law, both statutory and customary governing the subject, together with the precedents of the office, it will, and does, appear that Gen. Shakespeare could not, and did not, expend one single dollar of that sum (or any other sums) without first obtaining the authority therefor from the State Military Board, and afterwards having the bills approved by the State Military Board and by the Auditor General; for proof of which we refer to the records and files in the Quarter-master General's Department, and the bills themselves on file, and the records of the Auditor General's Department. In this connection it may not be inappropriate to state that when Gen. Shakespeare applied for permission to examine the records, files, and papers in the Quartermaster General's Department, during the progress of this investigation, he was promptly and abruptly refused the permission he solicited. We do not find any further efforts made in said report to cite any single case of "extravagances bordering on misappropriation," except the above reference to the \$31,759.45, the expenditure of which was fully approved and endorsed by the State Military Board, the Auditor General and the Adjutant General, and it does not appear that Gen. Shakespeare ever received the adverse criticism of his superior officers, but it does appear that he invariably and universally received their approval.

The charges and allegations made against Gen. Shakespeare, in regard to the purchase of military cloths, blankets, trimmings, etc., and the expenditure of a portion of said sum of \$31,759.45 above referred to, are of a piece with the other charges, and equally unsupported by the evidence. How the majority of your committee can draw the conclusions they arrive at, is, to us, a source of special wonder. We have never, even in our experience of a legislative body, seen such a collection of inconsistent fallacies, and such a begging of all the questions to be proved. Now, it is not true and is not supported by the testimony, that Gen. Shakespeare made "no effort to secure prices and terms of other firms," and is contradicted, expressly, by the testimony of Godfrey, Shakespeare, and all other testimony on the subject, which shows that samples

of goods, etc., were received from many firms and placed on the table in the Quartermaster General's office for exhibition, where they remained for a considerable time, and were seen and examined by the State Military Board, the Adjutant General and other military officers, and citizens very generally. The specimens received from Israel & Co., of Kalamazoo, were pronounced the best, and selected by the State Military Board and the Adjutant General.

Further, it is not true, and is not supported by testimony, that Gen. Shakespeare "accepted unconditionally, and without question or counsel, the terms and prices mailed by Israel & Co.," but is contradicted by the testimony of Godfrey and Shakespeare, pages 179, 121, and elsewhere. It is not true that the goods so bought are inferior in quality or quantity, etc., but they are of a superior quality, as appears by an examination of the goods themselves by your committee, and by many other persons, who have pronounced them excellent goods in every respect. To show in what esteem the goods were held by one of our State officers, your committee are informed that two yards of the kersey purchased by the State were also ordered by Adjutant General Robertson to be made into a coat, so well pleased was he with the material, which coat he is now wearing, or can wear whenever he sees fit; for all of which, except as to the allegation that Gen. Robertson is still wearing the coat, we refer to Mr. Speyer's testimony on file. It is not true that the prices paid for said goods were exorbitant, but, on the contrary, the prices paid seem to have been reasonable at the time when the goods were purchased and prices in the market ruled differently (see Mr. Speyer's testimony on this subject). The allegation that the goods are a job lot, purchased at auction, at different times and places, and in small quantities, and that the goods are of different shades, colors, and qualities, is entirely unsupported by the testimony (see Mr. Speyer's testimony), and by an actual inspection of the goods themselves. It is a mere matter of *assertion*. The impression sought to be conveyed, and which rests merely on conjecture, is that the goods are an inferior job lot, bought at auction sales haphazard, and sold for extortionate sums to the State. Mr. Speyer's testimony and actual inspection shows that these are standard goods, sold at a reasonable price, as the markets then ruled, and that they do not vary in shade or color in any appreciable degree, any more than any other large lot of goods. The charge that they were sold at an advance of \$7,000, or thereabouts, over the market prices at that time, is unwarranted and untrue. Indeed, the only evidence cited to substantiate this assertion is by disappointed parties who failed to get the contract, to-wit: Mr. Gillis and Mr. Hitchcock.

After the majority of the committee had scoured the State to find witnesses who would consent to testify that the goods were excessive in price, and inferior in quality, they could discover only two persons in all the State who were willing to testify to that effect. This testimony was taken without any warning to Gen. Shakespeare, so as to enable him to be present and cross-examine said parties, and furnish rebutting testimony. Indeed, the character of some of the proceedings of the majority of this committee might lead to the inference of the probable existence of a design to procure testimony as damaging as possible to the person under investigation, without affording him an opportunity to defend himself; and the legal maxim of "*audi alteram partem*," if remembered at all, seems to have been remembered only to be forgotten.

As to the charge that the goods were all paid for before they had all been delivered to the State authorities, we have only to say that each installment of goods was paid for when it was delivered and received, and not before, as appears from the testimony of Gen. Shakespeare and Col. Godfrey.

After a full, fair, and impartial consideration of all the matters connected with the purchase of these goods, we submit as a fair and candid statement of our opinion, that there is nothing in connection with the same that could be construed to cast the slightest reflection or imputation upon Gen. Shakespeare of carelessness, negligence, or of mis-appropriation, or worse, as insinuated in the alternative, by the majority of this your committee; but we find, on the contrary, that he conducted this transaction, as well as all the other business of his office, with honesty, care, and judgment; and all the testimony taken during this investigation, and the records, files, and papers offered in evidence, will bear us out in this statement.

We further submit that all of said purchases were necessary, and imperatively demanded by the exigencies of the public service, and that the general's conduct in this matter was not only authorized by the proper authorities, but subsequently met their unqualified approval.

As regards the conduct and efficiency of Gen. Shakespeare in managing his department, we submit the following extracts from the report of the Adjutant General for the years 1883-1884:

Colonel McComas, of the first regiment, says: "In going into camp we had no difficulty in procuring all needful supplies, and great credit is due to the Quartermaster General for this accomplishment."

In the same report Colonel Brown, of the third regiment, says: "The Quartermaster General's department is in capable hands."

General Withington says: "The Quartermaster General had previously reached the grounds with his stores, and the work of preparation in his hands was well advanced. Officers and working parties from the several regiments were on the grounds by Tuesday and some of them Monday. The camp was established without hurry, confusion, or discomfort. I shall be sustained by the whole command in expressing thanks to the State Military Board for the liberal provision made for the wants of the troops, and to Brigadier General Shakespeare, Quartermaster General, for the thorough and effective manner in which his department, upon which so much depends, was handled."

General John Robertson, in general order No. 16, A. D. 1884, says: "He recognizes the great improvement in all the arrangements of the camp, a result of the ability, energy, and faithful services of Quartermaster General Shakespeare, aided by the *considerate* and *judicious liberality* of the State Military Board."

Colonel McComas says: "My regiment was in camp and ready for duty on the morning of the 7th. This was a pleasant task, owing to the complete arrangements made by the Quartermaster General's department for the transportation and reception of the troops."

General I. C. Smith says, in referring to the encampment of 1884: "Through the hearty co-operation of General Shakespeare and General Hutchinson, my labor was made lighter and the complete success of the encampment assured."

Captain F. E. Lacey, U. S. army inspecting officer, says: "The work done by the staff officers, especially the Quartermaster General, *with such little help*, was wonderful."

Captain S. H. Lincoln, U. S. inspecting officer, says: "The officers of the department staff \* \* \* Inspector General, Quartermaster General, and Assistant Quartermaster General, are experienced and practical soldiers, who are doing all in their power to increase the efficiency of the State militia."

Such are a few quotations of the opinions entertained by General Shake-

speare's brother officers in regard to his executive ability, and efficiency in the management of the affairs of his department.

With regard to the several matters of extravagance further urged against Gen. Shakespeare in the management of the Quartermaster General's Department, characterized as "grave irregularities and extravagances," and more specifically enumerated—

First, As that "Gen. Shakespeare received a large sum of money from Josiah W. Begole, to wit: \$31,759.45, that did not belong to the military department, but was the legitimate property of the State," we think that said money did legitimately belong to the military department, in that it was a payment of a claim of the State for ordnance and stores, issued to the Michigan volunteers by the Quartermaster General of this State; which ordnance and stores the State had received, before the rebellion, from the ordnance department of the U. S. A., on her quota for arms under act of Congress, and was to be treated in a similar manner, and transferred to the same department fund, as if the goods had been sold by the military department to any other person or persons; the practice of the military department having invariably been to sell condemned ordnance and stores, and turn the proceeds of the same into the military fund; but be that as it may, Gen. Shakespeare is not to be condemned in any manner for turning this money into the military fund, when he received it for that purpose from Gov. Josiah W. Begole, when long established custom, and precedents invariably followed, justified and sanctioned such a course; and when he had thereto the approbation and consent of the then (and present) Secretary of State, Hon. Harry A. Conant, together with that of the Commissioner of the Land Office and Auditor General. At the end of the month Gen. Shakespeare was charged with this sum by the Auditor General as a proper item to be charged to the military department. As to the allegation of extravagance, irregularity, carelessness and neglect in the purchase of the goods, in the item last above referred to, we have entered sufficiently into the allegations, as previously charged more specifically, and we think have satisfactorily refuted the same.

Next, as to the specification condemning Gen. Shakespeare for presenting claims for extra pay for services rendered, amounting to about \$1,000.00. The testimony of Gen. Shakespeare and of Adjutant General Robertson shows that the sum so paid and received was for special services rendered by Gen. Shakespeare while on special duty, under special orders issued from the Adjutant General's office; and we submit that it was a proper, legal and lawful claim; and further that it was approved by the Auditor General and State Military Board, and was in accordance with usage and custom, with precedent and the traditions of the office.

With reference to the so-called exorbitant prices paid for hacks, etc., at the State encampment, and for supplies of the headquarter's mess, Gen. Shakespeare was in no way responsible therefor, but simply carried out the instructions and orders of the Adjutant General and State Military Board; and further, the charges were not extravagant, for the number of persons messes and provided for, which was greatly in excess of the number in former years; as to the bills for drug, etc., Gen. Shakespeare was no more responsible for the same than is this your committee, and did not have anything to do with the purchasing of the same. The first year they were purchased by Dr. Porter, Brigadier Surgeon, on the requisition of the regimental surgeons (see page 149 of the testimony), and the next year the medicines were furnished only on prescription of the regimental and brigade surgeons. All that Gen. Shakes-

peare had to do in the matter was to pay the bills, when audited by the State Military Board.

As to the charge that Gen. Shakespeare executed loose and indifferent contracts for the purchase of ice and the erection of ice-house, and the further statement that \$413.27 was expended in the purchase of ice alone, we submit that the facts do not bear out this statement, and that the above price was paid, not for the ice alone, but for the construction of an ice-house and also for filling the same with ice, and was a less amount than the bids he received for furnishing ice alone. This compares favorably with the prices paid for ice by his predecessors in office. For proof of the above we refer to files and papers produced during this investigation and to the testimony of Gen. Shakespeare. We regard Gen. Shakespeare as having acted with wisdom and economically in that matter, and with a view to effecting a saving to the State in the future. We submit that nothing has been adduced in said majority report, as a matter of fact, and proved by testimony of witnesses, or by documentary or other evidence, that could in any manner impugn the honesty or detract from the ability and efficiency with which Gen. Shakespeare managed his department.

We have submitted extracts showing the high regard entertained for Gen. Shakespeare's ability and eminent services in behalf of the State militia, by his associate officers and contemporaries in official position, who endorsed and approved and directed his official acts. There is but one voice among the then State officers and others who knew him in his official capacity, as to his honesty, integrity, faithfulness, and efficiency as a public servant. We believe that the public at large and the troops of this State in whose welfare and advancement he has taken such an intelligent and helpful interest, and with whom he has had such cordial relations, will voice the same sentiment to a man. When we consider the increased business of the office of Quartermaster General, and the fact that the amount expended under Gen. Shakespeare's administration did not exceed the amount appropriated and expended under former administrations, as appears from the books in the Q. M. G.'s office (with the exception however, of the amount expended by order of the State military board for cloths, trimmings, blankets, etc., and other permanent improvements demanded by the exigencies of the service), we cannot but conclude that he is well deserving of praise, instead of the unmerited blame and slurs cast upon him. The breath of calumny will not tarnish the fair mirror of his reputation, but will vanish into thin air, and

"Like an insubstantial pageant faded,  
Leave not a rack behind."

In conclusion, we would say that the spirit and temper manifested by the majority of your committee, in conducting this investigation, savor more of the harsh and tyrannical proceedings familiar to the forms of a despotical and arbitrary government, than to the fair, free and open conduct of such affairs customary under a popular government. They seem to have proceeded under the theory or assumption of the guilt of the party or parties under investigation, and to have conducted said investigation with the view to substantiate the theory assumed by them. In confirmation of this view of the case, we refer to the fact that the condemnatory report of the majority was made out without notifying or consulting the minority; that the conclusions drawn in said report are not justified or sustained by the testimony or evidence offered, but are assumed in order to confirm a foregone conclusion and "a priori" theory; that many witnesses were examined in the absence of the minority of the committee, and without giving to the minority or Gen. Shakespeare any notice



of said examination, or opportunity to cross-examine or rebut the testimony of important witnesses, testifying to material facts; that important testimony favorable to Gen. Shakespeare is ignored or passed over without comment, while any testimony that might bear an unfavorable construction is dwelt upon at length and greatly magnified in importance, as well as distorted and misstated; and that witnesses important to the person under investigation, with material testimony to offer, and who were easily accessible, and who were requested to be summoned to appear before said committee by Gen. Shakespeare, were never called before said committee or summoned so to appear in pursuance of said request; in evidence of which we offer the following extract from the testimony taken during said investigation, which appears on page 171, and reads as follows:

"By Mr. Atkinson: I make this proposition to the committee, assuming that the committee desire to get at the true facts regarding all the expenditures for the encampments of 1883 and 1884 of State troops, we ask you to call the following witnesses: Brigadier General W. H. Withington, Col. Eugene Robinson, Col. D. H. McComas, Col. John D. Sumner, Col. Joseph Herkner, Dr. Phil Porter, Dr. H. R. Mills, Gen. John Robertson, Maj. August Goebel, and Dr. J. B. Book."

"Gen. Withington was consulted in regard to the encampment, so were each of the regimental commanders above named, and their suggestions were followed by the military board. The changes were made under their advice and certainly increased the efficiency of the encampment as an educator of the State troops. Gen. John Robertson, who had served the State over twenty years as Adjutant General, issued all the special orders under which the Quartermaster General acted, and by his advice the expenditures were made. If your committee desire information he is an important witness. Drs. Phil Porter, H. R. Mills, and J. B. Book know very much regarding the requisitions for drugs and their uses, and these gentlemen can show you that all such were called for and used for medicine only upon regular requisitions by the surgeons of the State militia referred to in the charges. These drugs include all the liquors. We ask you to avail yourselves of the information they can give you. All the gentlemen named can inform you regarding the improved condition of the State troops and the necessity for the expenditures for ice, stables, tent, and other matters which appear to be subject to criticism. Also in regard to the propriety of allowances to Gen. Robertson and others while on special duty. They can also satisfy you regarding the purchase of the cloth and the urgent necessity for it as soon as the funds authorized it. Auditor General W. O. Stevens can advise you concerning the accounts of Gen. Robertson and others for pay while on special duty. The Adjutant General is the exclusive judge of the necessity for a special order, under the commander-in-chief, and the Auditor General the exclusive judge of the legality of all charges under it. Both of these gentlemen approved Gen. Shakespeare's course, and their evidence should readily satisfy your committee that the expenditures were proper and just."

We have merely to add that, with the exception of Col. Sumner and Gen. Robertson, and with such full and ample opportunity to elicit the true facts in the case, none of the witnesses called for in the above extract were summoned to appear before your committee. Finally, the proceedings of the committee were, in a great measure, one sided, conducted in a harsh and arbitrary manner, and with the intent to embarrass witnesses favorable to the

accused, and involve them in contradictions, and afforded no fair opportunity to the accused to justify or vindicate himself.

We further submit that all of the conclusions condemning Gen. Shakespeare are totally unwarranted, and without any foundation whatever in fact, and are not borne out or substantiated by the testimony and evidence in the case, or files, records, or documents used as evidence therein, but exist only in the fertile and prolific imaginations of the majority of your committee.

And we further submit that a gross wrong and flagrant piece of injustice has been done to an honorable and efficient officer of the State, to wit.: General William Shakespeare, by said majority of your committee, in submitting their report; and we fully absolve him of all blame or censure of any nature whatsoever, thinking that he is worthy only of praise for his official transactions in the service of the State. And in view of the facts above recited in the premises, we respectfully recommend that the testimony, evidence, files, papers, and records used in this investigation, be printed in pamphlet form, by authority of the State, for distribution, to enable the public to form a fair and impartial judgment of the reports submitted in this case.

All of which is respectfully submitted.

[Signed]

HAMILTON M. WRIGHT,

*Minority of the Select Committee of the House.*

MICHAEL SHOEMAKER,

*Minority of Committee on Military Affairs of the Senate.*

Report accepted.

On motion of Mr. Wright,

The report of the minority was ordered spread in the Journal.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
Lansing, June 9, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[House bill No. 669, manuscript, being]

An act for the relief of Francis Marsac;

Also,

[House bill No. 305, File No. 278, being]

An act to provide for the incorporation of associations to engage in the business of breeding and raising blooded stock;

Also,

[House bill No. 477, File No. 177, being]

An act to authorize the Kent County Agricultural Society to dispose of certain property and invest the proceeds;

Also,

[House bill No 180, File No. 331, being]

An act to prevent accidents by line shafting used on fair grounds or other public places where machinery is running on exhibition;

Also,

[House bill No. 36, File No. 18, being]

An act to amend section 8 of chapter 179 of Compiled Laws of 1871, being compiler's section 5532, relative to criminal proceedings before justices of the peace;

Also,

[House bill No. 356, File No. 212, being]

An act to authorize the county of Bay to buy and maintain or build a bridge across the Saginaw river.

R. A. ALGER, *Governor.*

The message was laid on the table.

The Speaker also announced the following:

EXECUTIVE OFFICE,  
*Lansing, June 9, 1885.* }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[House bill No. 390, File No. 281, being]

An Act to establish the police court of the city of Detroit;

Also,

[House bill No. 395, File No. 324, being]

An Act to amend section 12 of chapter 3 of an act entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State," being act No. 243 of the session laws of 1881, approved June 8, 1881, said section 12 being section 1350 of Howell's Annotated Statutes;

Also,

[House bill No. 448, File No. 296, being]

An Act to amend compiler's section 6131 of the compiled laws of 1871 relative to judgments and executions, being section 7716, Howell's Annotated Statutes of 1882;

Also,

[House bill No. 299, File No. 184, being]

An Act to amend sections 1, 2, 3, 7, 9, and 12 of act No 344 of the session laws of 1871, entitled "An act relative to the free schools in the city of Grand Rapids," approved March 15, 1871, as amended by act approved April 24, 1875, as amended by act approved May 9, 1877, as amended by act approved May 3, 1879, and as further amended by act approved March 16, 1881, and to add two new sections to said act to stand as sections 23 and 24; -

Also,

[House bill No. 512, File No. 333, being]

An Act to amend section 4565 of the compiled laws of 1871, being section 6045 of Howell's Statutes, relative to the sale of real estate of deceased persons by administrators and executors;

Also,

[House joint resolution No. 27, File No. 14, being]

An Act to define the methods of securing the doors of the rooms in which inmates are confined at the Industrial Home for Girls, and to provide for fire escapes at said Industrial Home for Girls;

Also,

[House bill No. 109 File No. 64, being]

An Act to provide for the adjudication and payment of certain claims for State bounties due to Michigan soldiers, and supposed to have been paid by the State upon forged or fraudulent vouchers.

RUSSELL A. ALGER,  
*Governor.*

The message was laid on the table.

The Speaker also announced the following:

EXECUTIVE OFFICE, }  
Lansing, June 5, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[House bill No. 397, File No. 143, being]

An act to amend section 12 of act No. 82 of the session laws of 1873, being continuous section No. 4258 of Howell's Annotated Statutes of Michigan, entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94 of the session laws of 1871," approved April 12, 1871;

Also,

[House bill No. 142, File No. 96, being]

An act to amend sections 50 and 51 of act No. 180 of the session laws of 1875, also compiler's section 6255 of the compiled laws of 1871, said sections being continuous sections 7836, 7837, 7838, and 7839, of Howell's Annotated Statutes, relative to the action of ejectment;

[House bill No. 511, File No. 259, being]

A bill to amend section 1 of an act entitled "An act to provide wives with property and maintenance from their husbands' estate, when neglected or deserted by them," approved April 24, 1873, being consecutive section 6291, of the general statutes of the State of Michigan in force, compiled and annotated by Andrew Howell.

RUSSELL A. ALGER, Governor.

The message was laid on the table.

The Speaker also announced the following:

EXECUTIVE OFFICE, }  
Lansing, June 5, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[House bill No. 86, File No. 355, being]

A bill to authorize the establishment of a home for disabled soldiers, sailors, and marines in the State of Michigan.

RUSSELL A. ALGER.

The message was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
Lansing, June 9, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 88 (File No. 249), entitled

A bill relative to suits for libel;

2. Senate bill No. 232 (File No. 246), entitled

A bill to provide for the sale of certain State tax lands;

3. Senate bill No. 333 (File No. 231), entitled

A bill to compel foreign corporations and joint stock companies organized

for the purpose of smelting, refining, or reducing iron, lead, copper, or other ores and minerals, doing business in the State of Michigan, to make annual reports to the Auditor General;

4. Senate bill No. 250 (File No. 224), entitled

A bill to regulate the holding of caucuses;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on State affairs.

The third named bill was read a first and second time by its title, and referred to the committee on private corporations.

The fourth named bill was read a first and second time by its title, and referred to the committee on elections.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 9, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 385 (File No. 228) entitled

A bill to provide for compensation to county clerks in certain cases;

2. Senate bill No. 74 (File No. 33), entitled

A bill to amend sections 16 and 18 of chapter 266 of the compiled laws of 1871, being sections 9649 and 9651 of Howell's Annotated Statutes, relative to county jails;

3. Senate bill No. 368 (File No. 240), entitled

A bill to authorize the enlisting, organization, equipping and mustering into the State service of military companies at Menominee, Muskegon, Detroit, Jackson, Grand Rapids and Houghton, in the State of Michigan, to be attached to the regiments of State troops;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on towns and counties.

The second named bill was read a first and second time by its title, and referred to the committee on towns and counties.

The third named bill was read a first and second time by its title, and

On motion of Mr. Woodruff,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, June 9, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following joint resolution:

Senate joint resolution No. 28 (file No. 22), entitled

Joint resolution to provide for placing a statue of Gen. Lewis Cass in the representative gallery of illustrious Americans at the national capitol;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The joint resolution was read a first and second time by its title, and referred to the committee on ways and means.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, June 6, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following concurrent resolution:

*Resolved* (the House concurring), That the Secretary of State be instructed to furnish the Legislature 1,000 copies of the act to regulate the practice of pharmacy;

Which has been adopted by the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The question being on concurring in the adoption of the resolution,

On motion of Mr. McNabb,

The resolution was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, June 9, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to re-return to the House the following bill:

House bill No. 547 (File No. 159), entitled

A bill to provide for the protection of hotel keepers;

Which the Senate, as shown by message of 4th inst., amended by adding at the end thereof the following proviso:

“*Provided*, That the provisions of this act shall not apply to boarders at any hotel by the week or month.”

In which amendment the House non-concurred as shown by message of June 5th;

And now to inform the House that on said amendment the Senate insists and asks for a committee of conference, to whom shall be referred the matters of difference between the two Houses as to said bill.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

On motion of Mr. Dodge,

The House acceded to the request of the Senate for a committee of conference on the difference existing between the two Houses, relative to the bill, and

The Speaker announced as such committee Messrs. Dodge and Snyder.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 9, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to re-return to the House the following bill:

House bill No. 693 (File No. 362), entitled

A bill to authorize the board of control of State swamp lands to cause the removal of jams or rafts of floodwood and deepen the channel where necessary in and from the Newton creek in the township of Alpena, in the county of Alpena, and to appropriate not exceeding three sections of State swamp lands to defray the cost thereof;

Which having passed both House and Senate, was re-transmitted to the Senate, as appears by message of this date, with the information that the House had ordered the same to take immediate effect, and asked the concurrence of the Senate therein;

And now to inform the House that the Senate has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 9, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 145 (File No. 377), entitled

A bill to provide that all sureties upon official bonds shall make justification under oath of their pecuniary responsibility;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 9, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 334 (File No. 189) entitled

A bill to amend section 30 of chapter 153 of the revised statutes of 1846, being section 7539 of the compiled laws of 1871, relative to offenses against the lives and persons of individuals,

And to inform the House that the Senate has amended the same by adding the following proviso to the end of section 30:

*"Provided, That the provisions of this section shall not apply to a parent who has not given written consent that the custody of such child should be committed to another,"*

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

Laid over one day under the rules.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, June 9, 1885.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to re-return to the House the following bill:

House bill No. 602 (File No. 288), entitled

A bill to amend sections 1, 3, 4, 5, 6, and 7 of act No. 156, of the session laws of 1883, being an act creating a bureau of labor and industrial statistics, and defining the powers and duties of the same;

Which the Senate amended, as shown by a message dated May 28, as follows:

1. By striking out of line 2, section 3, the words "and the production of papers;"

2. By striking out of line, 7 section 4, the word "five" and inserting in lieu thereof the word "six;"

In which amendments the House non-concurred, as shown by message dated June 2;

And now to inform the House that on said amendments the Senate insists and asks for a committee of conference to whom shall be referred the matters of difference between the Houses relative to said bill.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

On motion of Mr. Egan,

The House acceded to the request of the Senate for a committee of conference on the difference existing between the two Houses in regard to the bill, and

The Speaker announced as such committee Messrs. O'Keefe and Dakin.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, June 9, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bills:

1. House bill No. 361 (File No. 404), entitled

A bill making appropriations for the Board of Fish Commissioners for the year ending June 30, 1886, and the year ending June 30, 1887;

2. House bill No. 260 (File No. 412), entitled

A bill to amend section 5 of act 31, session laws of 1858, being section 5394 of Howell's Annotated Statutes, relative to the sale and reclamation of swamp lands and securing preëmption of settlers;



In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The two bills were referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 9, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 124 (File No. 63), entitled

A bill to revise the laws providing for the incorporation of all manufacturing companies (except such as are contemplated by act No. 43 of the session laws of 1867, which provides for the incorporation of persons or corporations engaged in the manufacture of salt), and mercantile companies, or any union of the two, and to fix the duties and liabilities of such corporations;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was read a first and second time by its title and referred to the committee on private corporations.

#### THIRD READING OF BILLS.

House bill No. No. 389 (File No. 407), entitled

A bill to provide for the correction of errors in certified statements made by inspectors of election of the results of the election;

Was read a third time and passed, a majority of all the members elect voting therefor by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Conrad,	Mr. Gibbs,	Mr. Powers,
Baker,	Coomer,	Gleason,	Rumsey,
Bardwell,	Cossitt,	Hammond,	Sellers,
Bates,	Cross,	Hampton,	Staples,
Beecher,	Crozer,	Hayes,	Stark,
Boynton,	Dakin,	Howell,	Swift,
Brandon,	Davis,	Kirkpatrick,	Town,
Brant,	Dickson,	Long,	Waltz,
Brown,	Divine,	Makelim,	Watson,
Campbell,	Dodge,	Mason,	Wellman,
Cannon,	Dunbar,	McCormick,	Wiggins,
Carlton,	Egan,	McKie,	Williams,
Case, A. T.,	Eldred,	McNabb,	Wilson,
Case, J. A.,	Engleman,	O'Keefe,	Wood,
Case, O. N.,	Estee,	Oviatt,	Woodruff,
Coleman,	Ford,	Parkhurst,	Wright,
Collins,	Gardner,	Potter,	Speaker,

## NAYS.

Mr. Chapman, Mr. Malcolm, Mr. Manwaring, Mr. Walthew,  
Holman,

5

Title agreed to.

The Speaker called the Speaker *pro tem.* to the chair.

Mr. Oviatt moved to reconsider the vote by which the House refused to pass,

Senate bill No. 203 (File No. 192), entitled

A bill to amend section 708 of the compiled laws of 1871, being section 746 of Howell's Annotated Statutes, "relating to the powers and duties of townships, and election and duties of township officers;"

Which motion prevailed.

The question being on the passage of the bill,

Mr. Watson moved to amend the bill by striking in line six, recited section 72, the word "seven," and inserting the word "five" in lieu thereof,

Mr. Holman offered the following as a substitute for the motion to amend: Strike out the word "hold" in line 6, recited section 72, and insert the words "receive pay for," in lieu thereof;

Which was agreed to.

The motion to amend, as amended by the substitute then prevailed, two-thirds of all the members present voting therefor.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Coomer,	Mr. Lincoln,	Mr. Post,
Baker,	Cossitt,	Long,	Staples,
Bardwell,	Cross,	Makelim,	Ulrich,
Bates,	Davis,	Malcolm,	Waltz,
Brown,	Divine,	Manwaring,	Watson,
Carlton,	Estee,	McClelend,	Wiggins,
Case, A. T.,	Gibbs,	McCormick,	Wood,
Case, J. A.,	Holman,	McKie,	Woodruff,
Case, O. N.,	Howell,	O'Keefe,	Wright,
Coleman,	Jones,	Oviatt,	Speaker
Conrad,	Kirkpatrick,	Parkhurst,	<i>pro tem.</i> , 43

## NAYS.

Mr. Barry,	Mr. Eldred,	Mr. McGregor,	Mr. Swift,
Boynton,	Ford,	McNabb,	Town,
Campbell,	Gardner,	Potter,	Walthew,
Cannon,	Gleason,	Powers,	Webber,
Chapman,	Hammond,	Rumsey,	Wellman,
Dakin,	Hampton,	Stark,	Williams,
Dickson,	Houk,	Sutton,	Wilson,
Dunbar,	Mason,		

30

House bill No. 274 (File No. 309), entitled

A bill to amend act No. 138 of the public acts of 1881, and being compiler's sections No. 1813 to 1818 inclusive, Howell's Annotated Statutes of 1882, being an act to provide for the medical and surgical treatment of dependent children at the hospital of the Michigan University,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. Jones,	Mr. Rumsey,
Baker,	Dakin,	Kelly,	Shorts,
Bardwell,	Davis,	Kirkpatrick,	Snyder,
Barry,	Divine,	Lincoln,	Staples,
Bates,	Dodge,	Makelim,	Stark,
Beecher,	Dunbar,	Malcolm,	Town,
Boynton,	Egan,	Manwaring,	Ulrich,
Brandon,	Eldred,	Mason,	Walthew,
Brant,	Engleman,	McClelend,	Watson,
Brown,	Estee,	McCormick,	Weiss,
Campbell,	Gardner,	McGregor,	Wellman,
Cannon,	Gibbs,	McKie,	Wiggins,
Case, A. T.,	Gleason,	McNabb,	Williams,
Case, J. A.,	Hammond,	North,	Wood,
Case, O. N.,	Hampton,	Northwood,	Woodruff,
Chapman,	Hayes,	Oviatt,	Wright,
Conrad,	Houk,	Powers,	Speaker
Coomer,	Howell,	Richardson,	<i>pro tem.,</i> 71

## NAYS.

Mr. Carlton,	Mr. Cross,	Mr. Parkhurst,	Mr. Waltz,
Coleman,	Holman,	Sutton,	Wilson,
Collins,	O'Keefe,	Swift,	11

Title agreed to.

On motion of Mr. Watson,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr Divine, by unanimous consent, moved to take from the table,

House bill No. 401 (File No. 276), entitled

A bill to amend section 13 of chapter 3 of act No. 164, session laws of 1881, being consecutive section 5066 of Howell's Annotated Statutes, relative to the employment of teachers in public schools;

Which motion prevailed.

The question being on the passage of the bill,

Mr. Walthew moved to amend the bill by striking out in lines 7, 8, and 9, recited section 13, "Said contract shall also provide that the district board may withhold ten per centum of the wages of such teacher until the copy of the school register hereinbefore mentioned shall have been duly filed with the director;"

Which motion did not prevail.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Coomer,	Mr. Holman,	Mr. Post,
Barry,	Cossitt,	Houk,	Potter,
Bates,	Crozer,	Jones,	Richardson,
Boynton,	Dakin,	Kelly,	Rumsey,
Brandon,	Davis,	Kirkpatrick,	Shorts,

Mr. Campbell,	Mr. Dodge,	Mr. McCormick,	Mr. Snyder,
Carlton,	Dunbar,	McNabb,	Staples,
Case, J. A.,	Eldred,	North,	Stark,
Case, O. N.,	Estee,	Northwood,	Sutton,
Chapman,	Ford,	Oviatt,	Watson,
Coleman,	Gibbs,	Parkhurst,	Wright,
Collins,			

45

## NAYS.

Mr. Baker,	Mr. Gardner,	Mr. Powers,	Mr. Webber,
Brown,	Hammond,	Swift,	Wellman,
Cannon,	Lincoln,	Town,	Williams,
Conrad,	Malcolm,	Ulrich,	Wilson,
Divine,	Mason,	Walthew,	Speaker
Engleman,	McClelend,	Waltz,	<i>pro tem.</i> , 23

Mr. Divine moved to reconsider the vote by which the House refused to pass the bill;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Divine,

The bill was laid on the table.

Senate bill No. 376 (File No. 223), entitled

A bill to prevent deception in the manufacture and sale of dairy products and to preserve the public health;

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Baker moved that the bill be laid on the table.

Which motion did not prevail.

The question then being on the passage of the bill,

Mr. Ford moved to amend the bill by striking out all of section 8, as follows:

"SEC. 8. The doing of anything prohibited being done, and the not doing of anything directed to be done in this act, shall be presumptive evidence of a willful intent to violate the different sections and provisions hereof. If any person shall suffer any violation of the provisions of this act by his agent, servant, or in any room or building occupied or controlled by him, he shall be deemed a principal in such violation and punished accordingly."

Pending which,

Mr. Wright demanded the previous question.

The demand was seconded.

The question being shall the main question be now put,

The same was ordered.

The motion to amend the bill by striking out section 8 did not prevail, two-thirds of all the members present not voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Bardwell,	Crozer,	Mr. Lincoln,	Mr. Stark,
Barry,	Davis,	Makelim,	Sutton,
Bates,	Diekema,	Malcolm,	Swift,
Beecher,	Divine,	McClelend,	Town,
Boynnton,	Dodge,	McCormick,	Watson,
Brandon,	Engleman,	O'Keefe,	Webber,

Mr. Brown,	Mr. Gardner,	Mr. Oviatt,	Mr. Weiss,
Campbell,	Gleason,	Parkhurst,	Wellman,
Carlton,	Hammond,	Potter,	Wiggins,
Chapman,	Houk,	Powers,	Williams,
Conrad,	Howell,	Richardson,	Wilson,
Coomer,	Jones,	Rumsey,	Woodruff,
Cossitt,	Kelly,	Shorts,	Speaker,
Cross,	Kirkpatrick,	Snyder,	<i>pro tem.</i> 55

## NAYS.

Mr. Adams,	Mr. Collins,	Mr. Gibbs,	Mr. Post,
Baker,	Dakin,	Hayes,	Staples,
Beekman,	Dickson,	Holman,	Ulrich,
Brant,	Dunbar,	Manwaring,	Walthew,
Case, A. T.,	Egan,	Mason,	Waltz,
Case, J. A.,	Eldred,	McKie,	Wood,
Case, O. N.,	Estee,	McNabb,	Wright,
Coleman,	Ford,	North,	31

Title agreed to.

The Speaker *pro tem.* having announced that the bill had passed, a majority of the members elect having voted therefor,

Mr. Brant arose to a question of order, in that under section 45 of article 4 of the constitution of this State, a two-thirds vote of all the members elect was requisite for its passage.

The Speaker *pro tem.* announced that the passage of the bill by a majority vote of all the members elect having been announced by the chair it would so stand as the decision of the chair.

Mr. Brant appealed from the decision of the chair.

The Speaker *pro tem.* announced the question to be, shall the decision of the chair stand as the judgment of the House.

Mr. Brant demanded the yeas and nays.

The demand was seconded, and the decision of the chair was declared to be the judgment of the House by yeas and nays, as follows: ,

## YEAS.

Mr. Bardwell,	Mr. Dodge,	Mr. McCormick,	Mr. Stark,
Barry,	Engleman,	McGregor,	Swift,
Bates,	Ford,	McKie,	Town,
Beecher,	Gardner,	McNabb,	Ulrich,
Beekman,	Gleason,	O'Keefe,	Walthew,
Boynton,	Hammond,	Oviatt,	Watson,
Brown,	Hayes,	Parkhurst,	Webber,
Campbell,	Houk,	Post,	Weiss,
Case, J. A.,	Howell,	Potter,	Wellman,
Conrad,	Jones,	Powers,	Wiggins,
Coomer,	Kelly,	Richardson,	Williams,
Cross,	Kirkpatrick,	Rumsey,	Wood,
Crozer,	Lincoln,	Shorts,	Woodruff,
Dickson,	Makelim,	Snyder,	Wright,
Divine,	Malcolm,		58

## NAYS.

Mr. Baker,	Mr. Collins,	Mr. Eldred,	Mr. Mason,	
Brant,	Dakin,	Gibbs,	North,	
Chapman,	Dunbar,	Holman,	Waltz,	21

Mr. Holman move that the bill be ordered to take immediate effect,  
Which motion did not prevail, two-thirds of all the members elect not vot-  
ing therefor.

Mr. Brown moved that the House take a recess until 3 o'clock P. M.

Mr. Lincoln moved to amend the motion so as to make the hour 7 o'clock  
P. M. ;

Which was accepted.

The question being on the motion to take a recess until 7 o'clock P. M.,

Mr. Chapman demanded the yeas and nays.

The demand was seconded, and the motion to take a recess prevailed, by  
yeas and nays, as follows :

## YEAS.

Mr. Bardwell,	Mr. Dickson,	Mr. Mason,	Mr. Staples,	
Barry,	Dodge,	McClelend,	Swift,	
Bates,	Estee,	McCormick,	Town,	
Brant,	Ford,	McKie,	Walthew,	
Brown,	Gleason,	North,	Waltz,	
Case, O. N.,	Hammond,	Northwood,	Webber,	
Coleman,	Holman,	O'Keefe,	Wellman,	
Collins,	Jones,	Potter,	Wiggins,	
Conrad,	Kelly,	Powers,	Williams,	
Cossitt,	Kirkpatrick,	Richardson,	Wood,	
Crozer,	Lincoln,	Rumsey,	Woodruff,	
Davis,	Makelim,	Shorts,	Wright,	48

## NAYS.

Mr. Adams,	Mr. Coomer,	Mr. Gibbs,	Mr. Snyder,	
Baker,	Cross,	Hayes,	Stark,	
Beecher,	Dakin,	Howell,	Sutton,	
Boynton,	Divine,	Malcolm,	Ulrich,	
Carlton,	Dunbar,	McGregor,	Watson,	
Case, J. A.,	Eldred,	Oviatt,	Weiss,	
Chapman,	Gardner,	Parkhurst,	Speaker	
Clark,			<i>pro tem.</i> ,	29

The Speaker *pro tem.* announced that the House would take a recess until  
7 o'clock this P. M.

## EVENING SESSION.

7 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called : a quorum present.

Mr. Potter, by unanimous consent, moved to take from the table  
House bill No. 473, entitled

A bill to provide for the assessment of property, and the levy and collection of taxes thereon ;

Which motion prevailed.

On motion of Mr. Potter,

The bill was referred to the committee on municipal corporations.

On motion of Mr. Estee,

The House took up

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary :

The committee on judiciary, to whom was referred

Senate bill No. 58 (File No. 206) entitled

A bill to provide for the punishment of murderous assaults with dangerous or deadly weapons,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend it to do pass, and ask to be discharged from the further consideration of the subject,

FREE ESTEE, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following :

House bill No. 693 (File No. 362), entitled

A bill to authorize the board of control of State swamp lands to cause the removal of jams or rafts of floodwood, and deepen the channel where necessary in and from Newton creek, in the township of Alpena, in the county of Alpena, and to appropriate not exceeding three sections of State swamp land to defray the cost thereof ;

Also,

House bill No. 195 (File No. 218), entitled

A bill to provide for the appointment of a State live stock sanitary commission and a State veterinarian, and to prescribe their powers and duties, and to prevent and suppress contagious and infectious diseases among the live stock of the State ;

Also,

House bill No. 260 (File No. 412), entitled

A bill to amend section 5 of act No. 31, session laws of 1858, being section 5294 of Howell's Annotated Statutes of 1882, relative to the sale and reclamation of swamp lands and securing pre-emption of settlers ;

Also,

House bill No. 145 (File No. 377), entitled

A bill to provide that all sureties upon official bonds shall make justification under oath of their pecuniary responsibility ;

Also,

House bill No. 361 (File No. 404), entitled

A bill making appropriations for the board of fish commissioners for the year ending June 30, 1886, and the year ending June 30, 1887 ;

Also,

House bill No. 143 (File No. 104), entitled

A bill to amend sections 1, 2, 3, 4, 5, and 6 of "An act establishing a State agency for the care of juvenile offenders," approved April 29, 1873, as amended by an act to amend section 1 of said act, approved March 19, 1875, the same being sections 9894, 9895, 9896, 9897, 9898, and 9899 of Howell's Annotated Statutes.

R. J. DICKSON, *Chairman*.

Report accepted.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 1 (File No. 20), entitled

A bill to amend section 4897 of the compiled laws of 1871, being section 6393 of Howell's Statutes relative to salaries of justices of the supreme court,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

FREE ESTEE, *Acting Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations to whom was referred

House bill No. 473,

Respectfully report that they have had the same under consideration and have directed me to report back the accompanying substitute therefor, entitled

A bill to authorize the village of Bancroft, in the county of Shiawassee, to raise money to make public improvements in said village; to issue bonds therefor, and to provide for the levy of taxes therein to pay the same,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Potter,

The House concurred in the adoption of the substitute reported by the committee.

On motion of Mr. Potter,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adams,	Mr. Dickson,	Mr. Johnson,	Mr. Richardson,
Baker,	Diekema,	Jones,	Rumsey,
Bardwell,	Dodge,	Kirkpatrick,	Sellers,
Barry,	Dunbar,	Lincoln,	Stark,
Bates,	Eldred,	Long,	Sutton,
Beecher,	Engleman,	Malcolm,	Swift,
Brant,	Estee,	Manwaring,	Town,
Cannon,	Ford,	McCormick,	Walthew,
Case, A. T.,	Gardner,	McGregor,	Watson,



Mr. Case, J. A.,	Mr. Gibbs,	Mr. McKie,	Mr. Weiss,	
Collins,	Gleason,	Northwood,	Wilson,	
Coomer,	Hammond,	O'Keefe,	Wood,	
Cossitt,	Harper,	Oviatt,	Woodruff,	
Cross,	Hayes,	Parkhurst,	Wright,	
Crozer,	Houk,	Potter,	Speaker,	
Dakin,	Howell,	Powers,		68
NAYS.				0

Title agreed to.

On motion of Mr. Potter,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The House then resumed the

### THIRD READING OF BILLS.

House bill No. 57 (File No. 25), entitled

A bill to amend sundry sections of act No. 145 of the session laws of 1881, entitled "An act establishing a lien for labor and services upon logs, timber, cedar posts, telegraph poles, railroad ties, tan bark, shingle bolts, and staves," and to repeal act No. 185 of the session laws of 1873, entitled "An act establishing a lien for labor and services upon logs and timber," as amended by act No. 258 of the session laws of 1879, and to add a new section thereto to stand as section 17,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Adams,	Mr. Coomer,	Mr. Hankerd,	Mr. Potter,	
Baker,	Cossitt,	Harper,	Powers,	
Bardwell,	Cross,	Holman,	Sellers,	
Barry,	Crozer,	Houk,	Shorts,	
Bates,	Dakin,	Howell,	Stark,	
Beecher,	Dickson,	Johnson,	Sutton,	
Bentley,	Diekema,	Jones,	Swift,	
Boynnton,	Dodge,	Kirkpatrick,	Town,	
Brandon,	Dunbar,	Long,	Walthew,	
Brant,	Eldred,	Malcolm,	Waltz,	
Campbell,	Engleman,	Manwaring,	Watson,	
Cannon,	Estee,	McCormick,	Weiss,	
Carlton,	Ford,	McGregor,	Wilson,	
Case, A. T.,	Gardner,	Northwood,	Wood,	
Case, J. A.,	Gibbs,	O'Keefe,	Woodruff,	
Case, O. N.,	Gleason,	Oviatt,	Wright,	
Chapman,	Hammond,	Parkhurst,	Speaker,	
Collins,				69
NAYS.				0

Title agreed to.

Mr. Wilson moved to take from the table

Senate joint resolution No. 24 (File No. 15), entitled

Joint resolution directing the Board of State Auditors to settle a claim of Muskegon county against the State of Michigan for shortage in the amount

credited by the Auditor General to said county under section 10, act 197, of the public acts of the session of 1883;

Which motion prevailed.

The question being on the passage of the joint resolution,

The joint resolution was then passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Adams,	Mr. Conrad,	Mr. Gleason,	Mr. Parkhurst,
Bardwell,	Coomer,	Hammond,	Potter,
Barry,	Cossitt,	Hampton,	Powers,
Bates,	Cross,	Harper,	Sellers,
Beecher,	Crozer,	Hayes,	Shorts,
Bentley,	Davis,	Houk,	Stark,
Boynnton,	Diekema,	Johnson,	Swift,
Brandon,	Divine,	Jones,	Town,
Brant,	Dodge,	Kirkpatrick,	Walthew,
Campbell,	Dunbar,	Long,	Waltz,
Cannon,	Eldred,	McCormick,	Watson,
Carlton,	Engleman,	Northwood,	Weiss,
Case, A. T.,	Ford,	O'Keefe,	Wilson,
Case, O. N.,	Gardner,	Oviatt,	Speaker,
Collins,	Gibbs,		

58

#### NAYS.

Mr. Woodruff, 1

Title agreed to.

Mr. Watson moved to take from the table

House bill No. 230, entitled

A bill to repeal sections 1 and 2 of act 171, session laws of 1883, relative to the width of wagon tires;

Which motion prevailed.

On motion of Mr. Watson,

The bill was referred to the committee of the whole and placed on the general order.

#### UNFINISHED BUSINESS.

Being the consideration of certain recommendations of the committee of the whole as made in their report of yesterday, part of said recommendations having lapsed to this order, by reason of adjournment.

The recommendations unacted on are as follows:

The committee of the whole have also had under consideration the following:

5. Senate bill No. 38 (File No. 220), entitled

A bill to prevent the spread of glanders and farcy;

6. House bill No. 127 (File No. 402), entitled

A bill to protect passengers upon the train railroads operated within the State of Michigan;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

The committee of the whole have also had under consideration the following:

8. House bill No. 112 (File No. 277), entitled

A bill to amend section 1 of chapter 6 of the general school laws of Michigan, being section 1 of chapter 6 of public acts No. 164 of the session laws of 1881, relative to the borrowing of money and bonding the district therefor, for the purpose of buying school-house sites and paying for the erection of school-houses;

And have directed their chairman to report the same back to the House with the recommendation that it be laid on the table.

The committee of the whole have also had under consideration the following:

9. House bill No. 667 (File No. 403), entitled

A bill to amend section 4 of chapter 11, relative to the general duties of commissioners and overseers, of title 9, relative to highways, bridges, private roads, and ferries, being compiler's section 1415 of Howell's Annotated Statutes;

And have directed their chairman to report the same back to the House, with the recommendation that its further consideration be indefinitely postponed.

On motion of Mr. Howell,

The House concurred in the action of the committee in striking out all after the enacting clause of the fifth named bill, and

The title and enacting clause were laid on the table.

On motion of Mr. Watson,

The House concurred in the action of the committee in striking out all after the enacting clause of the sixth named bill, and

The title and enacting clause were laid on the table.

On motion of Mr. Dickson,

The House concurred in the recommendation of the committee relative to the eighth named bill, and it was laid on the table.

On motion of Mr. Catton,

The House concurred in the recommendation of the committee relative to the ninth named bill, and its further consideration was indefinitely postponed.

On motion of Mr. Brandon,

The House took up

#### REPORTS OF STANDING COMMITTEES.

By the committee on public lands:

The committee on public lands, to whom was referred

House bill No. 673, entitled

A bill to authorize and empower the board of control of State swamp lands to make an appropriation of State swamp lands to drain and reclaim certain swamp and overflowed lands in the townships of Shiawassee, Bennington, and Owosso, in the county of Shiawassee,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

CALVIN K. BRANDON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Carlton,

The bill was laid on the table.

By the committee on public lands:

The committee on public lands, to whom was referred

House bill No. 267, entitled

A bill for dredging of and removing the sand bars from Elk creek, in Sanilac county, and making an appropriation therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

CALVIN K. BRANDON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Carlton,

The bill was laid on the table.

By the committee on public lands:

The committee on public lands, to whom was referred

House bill No. 650, entitled

A bill for the draining of certain lands in the township of Fremont, Sanilac county, and making an appropriation therefor,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

CALVIN K. BRANDON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Bates,

The bill was laid on the table.

By the committee on public lands:

The committee on public lands, to whom was referred

House bill No. 586, entitled

A bill to authorize the board of control of State Swamp Lands to make an appropriation to lay out, open, and construct a drain or water course in the townships of Paris and Bingham in the county of Huron, in this State,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

CALVIN K. BRANDON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Bates,

The bill was laid on the table.

By the committee on public lands:

The committee on public lands, to whom was referred

House bill No. 276, entitled

A bill to authorize the board of control of State swamp lands to cause the removal of jams of floodwood from the Mish-te-ga creek, in the counties of Saginaw, Shiawassee, and Genesee, and to appropriate not exceeding 20 sections of State swamp lands to defray the cost thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

CALVIN K. BRANDON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Watson,

The bill was laid on the table.

By the committee on public lands:

The committee on public lands, to whom was referred

House bill No. 476, entitled

A bill to authorize the Board of Control of State swamp lands to make an appropriation of swamp lands to drain and reclaim certain swamp and overflowed lands in the township of Koylton, Tuscola county.

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

CALVIN K. BRANDON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Chapman,

The bill was laid on the table.

By the committee on public lands:

The committee on public lands, to whom was referred

House joint resolution No. 21, entitled

A joint resolution providing for the appraisement and sale of certain primary school lots heretofore withheld from sale, situate in the city of Lansing,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

CALVIN K. BRANDON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. McCormick,

The joint resolution was laid on the table.

Mr. Ford moved to take from the table the following resolution :

WHEREAS, James Anderson claims that there is justly due him from the State of Michigan a sum of money for time, services, and expenses, expended by him in recruiting for the Michigan colored regiment, for which he has received no reimbursement or compensation; therefore, be it

*Resolved by the Senate* (the House of Representatives concurring), That the Board of State Auditors be and they are hereby authorized to investigate and examine said claim, and determine as to the same, and what amount, if anything, is justly and legally due and owing to said James Anderson therefor; and said board is hereby authorized and empowered to settle and adjust such claim, and allow said James Anderson such sum as they find due him therefor;

Which motion prevailed.

On motion of Mr. Ford,

The resolution was referred to the committee on judiciary.

The House then took up

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER;  
Lansing, June 10, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following concurrent resolution:

(File No. 24) concurrent resolution

To authorize and direct the Board of State Auditors to provide for lighting the capitol building and grounds with electric light,

*Resolved by the Senate* (the House of Representatives concurring), That the Board of State Auditors be and they are hereby authorized and directed to provide for and light the Capitol building and grounds with electric light, at an expense not to exceed the amount estimated by said Board of State Auditors in their report to the Legislature, dated May 18, 1885, said plant to be in successful operation on or before the first day of January, 1887. And that incandescent lights, showing by tests to have the most durable carbons, and complying for safety most nearly with rules adopted by boards of underwriters only, be used for the purpose;

Which has been adopted by the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The question being on concurring in the adoption of the resolution,

On motion of Mr. Chapman.

The resolution was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 10, 1885. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to request the House to return to the Senate the following bill:

Senate bill No. 332 (File No. 226), entitled

A bill to regulate freight tariffs, to provide for a uniform classification of freights and maximum freight rates, and to prevent unjust discrimination in charges of tolls or compensation for the transportation of freights upon the railroads of this State.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

On motion of Mr. Ford,

The committee on railroads were discharged from the further consideration of the bill, and directed to report the same to the House.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 10, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to request the House to return to the Senate the following bills:

1. House bill No. 376 (File No. 279), entitled

A bill providing for the employment, defining the duties, and fixing the compensation of a stenographer for the 9th judicial circuit, State of Michigan;

2. House bill No. 574 (File No. 284), entitled

A bill to amend an act to incorporate the city of Owosso, approved February 15, 1859, and acts amendatory thereof, and to repeal sections 29, 196, and 197 of said act.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

On motion of Mr. Brant,

A respectful message was directed to be sent to the Governor requesting the return to the House of the first named bill, and when so returned that it be returned to the Senate in accordance with the request.

On motion of Mr. Cossitt,

The second named bill was taken from the order of unfinished business, and directed to be returned to the Senate in accordance with the request.

#### GENERAL ORDER.

On motion of Mr. Bates,

The House went into committee of the whole, on the general order.

Whereupon the Speaker called Mr. Chapman to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

1. Senate bill No. 197 (File No. 161), entitled

A bill to amend section 2 of act No. 108, of the session laws of 1871, as amended, being compiler's section 4207 of Howell's Annotated Statutes;

2. House bill No. 537 (File No. 376), entitled

A bill to provide for a revision of the practice of courts of law and equity;

3. House bill No. 216 (File No. 327), entitled

A bill to provide for the better protection of the health, comfort, and safety of persons employed in shops and factories;

4. House bill No. 732 (File No. 427), entitled

A bill to authorize the purchase of certain books for the use of township officers;

5. Senate bill No. 22 (File No. 191), entitled

A bill to amend sections 1442, 1443, 1445, and 1446 of Howell's Annotated Statutes, being sections 1, 2, 4, and 5 of Act No. 244 of the session laws of 1879, entitled "An act for the collection of damages sustained by reason of defective public highways, streets, bridges, cross-walks, and culverts," so as to make said act cover damages sustained by reason of defective sidewalks;

6. House bill No. 626 (File No. 388), entitled

A bill to amend section 4339 of the compiled laws of 1871, being section 5502 of Howell's Annotated Statutes, relative to the probate of wills;

7. Senate bill No. 156 (File No. 210), entitled

A bill to amend act No. 408 of the session laws of 1871, being an act entitled "An act to organize the union school district of the township of Rogers;"

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following:

8. House bill No. 341 (File No. 183), entitled

A bill in relation to jurors in courts of record in the county of Wayne, and to revise the laws relative thereto;

9. House bill No. 496 (File No. 420), entitled

A bill to amend section 345 of compiled laws of 1857, the same being section 483 of Howell's Annotated Statutes;

10. House bill No. 668 (File No. 393), entitled

A bill to amend certain sections of an act entitled "An act to organize a union school district of Bay City," approved March 20, 1867;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

A. R. CHAPMAN, *Chairman.*

Report accepted and committee discharged.

The first, second, third, fourth, fifth, sixth, and seventh named bills were placed on the order of third reading.

On motion of Mr. Howell,

The House concurred in the amendments made by the committee to the eighth, ninth, and tenth named bills and they were placed on the order of third reading.

Mr. Egan, by unanimous consent, moved to take from the table

House bill No. 499, entitled

A bill to amend sections 3 and 4, of chapter 1, of an act entitled "An act to provide a charter for the city of Detroit," being act No. 326 of the session laws of 1883, approved June 7, 1883, and to add a new section to said chapter to be known as section 6, and also to detach certain portions of territory from the townships of Hamtramck, Springwells, and Greenfield, and to annex the same to the city of Detroit;

Which motion prevailed.

On motion of Mr. Egan,

The bill was recommitted to the committee on municipal corporations.

On motion of Mr. Howell,

The House adjourned.

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*Lansing, Thursday, June 11, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by the Rev. Mr. Taylor.

Roll called: quorum present.

Absent without leave: Messrs. Coleman and Voorhees.

#### PRESENTATION OF PETITIONS.

No. 988. By Mr. Swift: Petition of G. W. Francis, Frank C. Boice, G. A. Truman, and 42 others, of Nashville, Barry Co., relative to discrimination of freights on railroads.

Referred to committee on railroads.

#### REPORTS OF STANDING COMMITTEES.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 499, entitled

A bill to amend sections 8 and 4, of chapter 1, of an act entitled "An act to provide a charter for the city of Detroit," being act No. 326 of the session laws of 1883, approved June 7, 1883, and to add a new section to said chapter



to be known as section 6, and also to detach certain portions of territory from the townships of Hamtramck, Springwells, and Greenfield and to annex the same to the city of Detroit.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House with the accompanying substitute therefor, entitled

A bill to amend chapter 1 of act No. 326, of the session laws of 1883, entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Coomer,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on elections:

The committee on elections, to whom was referred

Senate bill No. 250 (File No. 224), entitled

A bill to regulate the holding of caucuses,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

GEO. W. COOMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Chapman,

The bill was laid on the table.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

Senate joint resolution No. 23 (File No. 21), entitled

A joint resolution authorizing the Auditor General to place to the credit of the county of Manitou the sum of \$691.88,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ERASTUS N. BATES, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Gibbs,

The rules were suspended, two-thirds of all the members present voting therefor, and the joint resolution was put upon its immediate passage.

The joint resolution was then read a third time and passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,  
Bardwell,  
Barry,

Mr. Crozer,  
Dakin,  
Davis,

Mr. Jones,  
Kelly,  
Kirkpatrick,

Mr. Rumsey,  
Sellers,  
Shorts,

Mr. Bates,	Mr. Dickson,	Mr. Lincoln,	Mr. Snyder,
Beecher,	Divine,	Long,	Staples,
Beekman,	Dunbar,	Makelim,	Stark,
Bentley,	Eldred,	Malcolm,	Sutton,
Boynton,	Engleman,	Manwaring,	Swift,
Brown,	Estee,	Markey,	Town,
Cannon,	Ford,	Mason,	Ulrich,
Carlton,	Gardner,	McClelland,	Walthew,
Case, A. T.,	Gibbs,	McCormick,	Waltz,
Case, J. A.,	Gleason,	McGregor,	Watson,
Case, O. N.,	Hammond,	McKie,	Wiggins,
Coleman,	Hampton,	McNabb,	Wilson,
Collins,	Harper,	North,	Wood,
Conrad,	Hayes,	Northwood,	Woodruff,
Coomer,	Houk,	O'Keefe,	Wright,
Cossitt,	Howell,	Oviatt,	Speaker,
Cross,	Johnson,	Parkhurst,	
			79
			0

NAYS.

Title agreed to.

On motion of Mr. Gibbs,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on public lands:

The committee on public lands, to whom was referred

Senate bill No. 296 (File No. 103), entitled

A bill making an appropriation of State swamp lands to aid the county of Jackson in straightening and opening a channel or outlet for Portage Lake, and to authorize a tax to complete the same, and to repeal act No. 132 of the session laws of 1881, entitled "An act to authorize and empower the board of control of State swamp lands to make an appropriation of swamp lands to drain certain overflowed lands in Jackson county," approved May 10, 1881,

Respectfully report that they have had the same under consideration and, in accordance with the instructions of the House, have directed me to report the same back to the House, with an amendment thereto, and ask to be discharged from the further consideration of the subject.

CALVIN K. BRANDON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Bates,

The House concurred in the amendments made to the bill by the committee.

The question being on the passage of the bill,

The bill was then passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. Johnson,	Mr. Ramsey,
Baker,	Cross,	Kirkpatrick,	Sellers,
Barry,	Crozer,	Lincoln,	Shorts,
Bates,	Dakin,	Long,	Snyder,
Beecher,	Davis,	Makelim,	Staples,
Beekman,	Dickson,	Malcolm,	Stark,
Bentley,	Diekema,	Manwaring,	Sutton,

Mr. Boynton,	Mr. Divine,	Mr. McClelland,	Mr. Town,
Brandon,	Dodge,	McCormick,	Waltz,
Brant,	Dunbar,	McGregor,	Watson,
Brown,	Estee,	McKie,	Weiss,
Cannon,	Ford,	McNabb,	Wellman,
Carlton,	Gleason,	North,	Wiggins,
Case, A. T.,	Hammond,	Northwood,	Williams,
Case, O. N.,	Hankerd,	O'Keefe,	Wilson,
Chapman,	Harper,	Parkhurst,	Wood,
Collins,	Hayes,	Post,	Woodruff,
Conrad,	Holman,	Potter,	Speaker,
Coomer,	Houk,	Powers,	

75

## NAYS.

Mr. Bardwell,	Mr. Gardner,	Mr. Jones,	Mr. Oviatt,
Eldred,	Gibbs,	Kelly,	

7

Title agreed to.

On motion of Mr. Boynton,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on public lands:

The committee on public lands, to whom was referred

House joint resolution No. 42, entitled

Joint resolution authorising certain "Ottawa County Scrip" to be used in locating swamp lands in any of the counties in the Lower Peninsula,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

C. K. BRANDON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Brandon,

The House concurred in the amendments made to the joint resolution by the committee.

The joint resolution was then ordered printed, referred to the committee of the whole, and placed on the general order.

## MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
Lansing, June 10, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[House bill No. 45, File No. 20, being]

An act to authorize the burial of the body of any honorably discharged ex-union soldier, sailor, or marine in this State, who shall hereafter die without leaving means sufficient to defray his funeral expenses;

Also,

[House bill No. 411, File No. 213, being]

An act to amend section 48 of chapter 8, being compiler's section 875 of the

compiled laws of 1871, as amended by act number 28 of the session laws of 1875, approved March 12, 1875, as amended by act number 104 of the session laws of 1881, approved April 22, 1881, the same being section number 915 of the general statutes of the State of Michigan in force, compiled and annotated by Andrew Howell, relative to the compensation of State troops;

Also,

[House bill No. 361, File No. 404, being]

An act making appropriations for the board of fish commissioners for the year ending June 30th, 1886, and the year ending June 30th, 1887;

Also,

[House bill No. 145, File No. 377, being]

An act to provide that all sureties upon official bonds shall make justification under oath of their pecuniary responsibility.

RUSSELL A. ALGER.  
*Governor.*

The message was laid on the table.

The Speaker also announced the following:

EXECUTIVE OFFICE.  
*Lansing, June 30, 1885.* }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[House bill No. 143, File No. 104, being]

An act to amend sections 1, 2, 3, 4, 5, and 6, of an act establishing a State agency for the care of juvenile offenders, approved April 29th, 1873, as amended by an act to amend section 1, of said act, approved March 19, 1875, the same being sections 9894, 9895, 9896, 9897, 9898, and 9899 of Howell's Annotated Statutes;

Also,

[House bill No. 195, File No. 218, being]

An act to provide for the appointment of a State live stock sanitary commission and a State veterinarian, and to prescribe their powers and duties, and to prevent and suppress contagious and infectious diseases among the live stock of the State;

Also,

[House bill No. 693, File No. 362, being]

An act to authorize the Board of Control of State swamp lands to cause the removal of jams or rafts of flood-wood and deepen the channel where necessary in and from the Newton creek in the township of Alpena, in the county of Alpena, and to appropriate not exceeding three sections of State swamp land to defray the cost thereof;

Also,

[House bill No. 260, File No. 412, being]

An act to amend section 5 of act No. 31, session laws of 1858, being section 5394 of Howell's Annotated Statutes of 1882, relative to the sale and reclamation of swamp lands and securing pre-emption of settlers.

B. A. ALGER,  
*Governor.*

The message was laid on the table.

The Speaker also announced the following:

EXECUTIVE OFFICE, MICHIGAN, }  
Lansing, June 10, 1885. }

HON. NEWCOMB CLARK, *Speaker of the House of Representatives:*

SIR—I am instructed by the Governor to return to the House, in accordance with request of that body,

House bill No. 376 (File No. 279), entitled

A bill providing for the employment, defining the duties, and fixing the compensation of a stenographer for the 9th judicial circuit of the State of Michigan.

Respectfully,

GIL R. OSMUN,  
*Private Secretary.*

The bill was returned to the Senate in accordance with the request.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
Lansing, June 10, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

Senate bill No. 343 (File No. 253), entitled

A bill for the apportionment of Senators in the State legislature;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the select committee on apportionment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 10, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to inform the House relative to

House bill No. 603 (File No. 288), entitled

A bill to amend sections 1, 3, 4, 5, 6, and 7, of act No. 156 of the session laws of 1883, being an act creating a bureau of labor and industrial statistics, and defining the powers and the duties of the same;

In regard to which a difference exists between the Houses, and on which the House has appointed a committee of conference in compliance with the request of the Senate for the same, as shown by message of June 10;

That Senators Moon and Hawley have been appointed as a like committee on the part of the Senate.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The message was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 10, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to inform to the House relative to

House bill No. 547 (File No. 159), entitled

A bill to provide for the protection of hotel keepers;

In regard to which a difference exists between the two Houses, and on which the House has appointed a committee of conference in compliance with the request of the Senate for the same, as appears by message of June 10;

That Senators Hubbell and Davis have been appointed as such committee on the part of the Senate.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The message was laid on the table.

### THIRD READING OF BILLS.

House bill No. 341 (File No. 183), entitled

A bill in relation to jurors in courts of record in the county of Wayne, and to revise the laws relative thereto,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Coomer moved to amend the bill by inserting in line 2, section 10, after the word "county" the words "or one of the deputy sheriffs of said county, to be previously designated by the sheriff by writing filed in the clerk's office;" also by inserting in line 3, section 10, after the words "under sheriff" the words "or deputy sheriff;"

Which motion prevailed, two-thirds of all the members present voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Adams,	Mr. Diekema,	Mr. Lincoln,	Mr. Shorts,
Baker,	Divine,	Long,	Snyder,
Bardwell,	Dunbar,	Makelim,	Staples,
Beecher,	Egan,	Malcolm,	Stark,
Beekman,	Eldred,	Markey,	Sutton,
Bentley,	Engleman,	Mason,	Swift,
Boynton,	Ford,	McClelland,	Town,
Brandon,	Gardner,	McCormick,	Ulrich,
Campbell,	Gibbs,	McGregor,	Walthew,
Carlton,	Gleason,	McKie,	Waltz,
Case, J. A.,	Hammond,	McNabb,	Watson,
Chapman,	Hankerd,	Northwood,	Webber,
Collins,	Hayes,	O'Keefe,	Wellman,
Conrad,	Holman,	Oviatt,	Williams,
Coomer,	Houk,	Parkhurst,	Wilson,
Cross,	Johnson,	Post,	Wood,
Crozer,	Jones,	Potter,	Woodruff,
Dakin,	Kelly,	Richardson,	Wright,
Davis,	Kirkpatrick,	Ramsay,	Speaker,
Dickson,			

## NAYS.

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Title agreed to.

On motion of Mr. Coomer,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 156 (File No. 210), entitled

A bill to amend act No. 408 of the session laws of 1871, being an act entitled "An act to organize the union school district of the township of Rogers,"

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Diekema,	Mr. Kelly,	Mr. Richardson,
Bardwell,	Divine,	Kirkpatrick,	Shorts,
Bates,	Dodge,	Lincoln,	Snyder,
Beecher,	Egan,	Long,	Staples,
Beekman,	Eldred,	Makelim,	Stark,
Bentley,	Engleman,	Malcolm,	Town,
Boynton,	Ford,	Markey,	Ulrich,
Cannon,	Gardner,	Mason,	Walthew,
Case, J. A.,	Gibbs,	McClelend,	Waltz,
Case, O. N.,	Gleason,	McCormick,	Watson,
Chapman,	Hammond,	McGregor,	Webber,
Collins,	Hampton,	McKie,	Wellman,
Conrad,	Harper,	McNabb,	Wiggins,
Cross,	Hayes,	O'Keefe,	Williams,
Crozer,	Holman,	Oviatt,	Wilson,
Dakin,	Houk,	Parkhurst,	Woodruff,
Davis,	Howell,	Post,	Speaker,
Dickson,	Jones,	Powers,	

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## NAYS.

Mr. Johnson,

1

Title agreed to.

On motion of Mr. J. A. Case,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 197 (File No. 151), entitled

A bill to amend section 2 of act No. 108 of the session laws of 1871 as amended, being compiler's section 4207 of Howell's Annotated Statutes, relative to the insurance bureau,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Watson moved to strike out the enacting words of the bill;

Which motion was withdrawn.

Mr. Richardson moved to amend the bill by striking out in line 16, recited section 2, the words "twelve hundred" and inserting the words "one thousand" in lieu thereof;

Which motion did not prevail, two-thirds of all the members present not voting therefor.

Mr. Richardson moved to amend the bill by striking out in line 13, recited section 2, the word "fifteen" and inserting the word "twelve" in lieu thereof;

Which motion did not prevail, two-thirds of all the members present not voting therefor.

Mr. Richardson moved to reconsider the vote by which the House refused to amend the bill by striking out in line 16, recited section 2, the words "twelve hundred" and inserting the words "one thousand" in lieu thereof;

Which motion prevailed.

The question being on agreeing to the amendment,

The motion did not prevail, two-thirds of all the members present not voting therefor.

The question being on the passage of the bill,

Mr. Richardson moved that the bill be recommitted to the committee of the whole,

Pending which,

Mr. Estee moved to lay the bill on the table;

Which motion prevailed.

On motion of Mr. Sellers,

The House took up

#### REPORTS OF STANDING COMMITTEES.

By the select committee on apportionment:

The select committee on apportionment, to whom was referred

Senate bill No. 343 (File No. 253), entitled

A bill for the apportionment of Senators in the State Legislature,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the select committee on apportionment:

The select committee on apportionment to whom was referred

House bill No. 387, entitled

A bill to apportion anew the representatives among the several counties and districts of this State,

Respectfully report that they have had the same under consideration, and a majority of said committee have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman.*

Report accepted and committee discharged.

By the minority of the select committee on apportionment:

*Lansing, June 10.*

MR. SPEAKER—The undersigned members of the House committee on apportionment, are compelled to make the following minority report:

In considering the matter of re-arranging the representative districts, we have not allowed ourselves to be influenced by party considerations, but have endeavored to secure the fairest and best arrangement possible, carefully considering the population, extent of territory, convenience, and similarity of interests of the various counties we sought to group together. In short, we



have been guided solely by the interests of the people affected, believing that their interests are superior to the claims of any political party; and we regret that the republican majority of the committee have permitted partisan considerations to control their action against what they admit is fair and just.

A week ago to-day the House apportionment committee, after two or three meetings, during which the matter was fully and carefully discussed, agreed, without a dissenting voice, upon the apportionment of representatives to different counties, and the grouping of counties in every district in the State. We did not consider that division a perfectly fair one, inasmuch as it gave one more representative to the Upper Peninsula, than its population entitled it to, and took that representative away from southern counties, whose population justly entitles them to retain their present representation. But being overruled by the majority, and not desiring to provoke unnecessary strife, we consented to the amended bill.

We were told that the bill would be re-written to include the amendments, and would then be approved, reported, printed, and placed on the general order. The chairman, Mr. Sellers, did not call the committee together to approve the re-written bill, as we expected, and he put it off from day to day, until a whole week had passed.

This morning the committee met, and to our surprise, the republican members of the committee made several new amendments, in spite of our earnest objections, and adopted a bill so manifestly unfair and unjust that we are compelled to protest against it as an imposition and an outrage.

Three changes were made in the plan originally agreed upon. By that plan Alpena, Presque Isle and Montmorency, with a population of 17,630, were left together, as they are now; Cheboygan, Emmet, and Manitou, with a population of 18,791, constituted a district, while Charlevoix and Antrim were put together, with a population of 18,098. It will be seen that this is a fair, natural, and convenient grouping. The republican majority of the committee followed the instructions of the republican caucus which was held last night, and gerrymandered the districts by taking Presque Isle from the Alpena district and attaching it to the Emmet district in the place of Manitou, which was attached to the Charlevoix district. Alpena and Montmorency have but 13,563 population, while Emmet, Cheboygan, and Presque Isle have 22,985, and Charlevoix, Antrim, and Manitou have 18,971.

The injustice of making one district include nearly ten thousand more people than the other, is made more manifest when the fact is considered that the smaller district has no railroad, and only one town, while the larger is increasing in population over fifty per cent faster, is traversed by two railroads, lined with stations which are rapidly growing into villages, and already has two towns with sufficient population for cities, and more than half a dozen others of several hundred each. This indefensible gerrymander is made solely in the interests of the member from the Alpena district, who has made himself unpopular with his constituents in Presque Isle, and seeks by this scheme to avoid the consequences of his own acts. While we have no ill will toward the honorable gentleman, we can not feel that it is our duty to sacrifice the interests of thousands of citizens for even so important an individual as the gentleman from Alpena.

After the majority of the committee had adopted this scheme, we offered other amendments, to make the bill more equitable, but they were all rejected.

It is neither fair nor honest to increase the population of the Emmet district to twenty-three thousand, covering three large counties, and allow Leelanaw

and Benzie, with only eleven thousand people, to constitute one little district by themselves. We therefore insist that if the action of the majority in the districts above mentioned be approved, the proposed district of Grand Traverse and Kalkaska should be dispensed with, the county of Grand Traverse being included in the Leelanaw district, and the county of Kalkaska being attached to the Otsego district, the representative thus saved being given to Bay county, which has an excess of 14,143 above the population entitling it to the two representatives given it by the bill, an excess of 2,569 more than the entire population of the proposed district of Leelanaw and Benzie.

We also protest against taking one district from St. Clair and giving it to Marquette, inasmuch as St. Clair's excess is three hundred more than the excess in Marquette, and we therefore recommend the restoration of that representative, leaving St. Clair three and Marquette one, as at present.

Not being able to see the justice of one man representing sixteen thousand people in a single county, while another is obliged to represent twenty-three thousand in a territory four times as large, we recommend that Clare county be left with Isabella, as it is at present, while Arenac is substituted for it in the Midland district.

Attaching Oscoda and Ogemaw to the Iosco district in place of Arenac leaves a compact district with the requisite population.

We have conclusively shown the injustice and unfairness of the bill reported by the majority of the committee, and we cannot believe that such a shameless and audacious partisan apportionment will be endorsed by this House. For we recollect that several of the Republican representatives were elected by the votes cast by their political opponents, who, disregarded their party ties to support Republicans, reposing confidence in their honor and integrity, and believing that the men they voted for would represent all parties fairly and honestly. It does not seem possible that men elected under such circumstances can betray the trust their constituents have reposed in them; and inasmuch as all Republicans admit that the first apportionment agreed upon is more than fair to them, we must believe, until otherwise convinced, that they will do themselves the honor of defeating the scheme to gerrymander the State to please a few petty politicians.

All that we ask is justice, and the majority party can not afford to refuse it. For the people are no longer party slaves, and the party which seeks to maintain itself by trickery and injustice will meet its merited retribution at the polls.

All of which, together with the accompanying bill which we offer as a substitute for the majority report, is very respectfully submitted.

CHARLES S. HAMPTON,  
ORSON SWIFT,  
WM. B. WILSON,  
N. E. SUTTON,  
GEORGE COLEMAN.

Report accepted.

Mr. Estee moved that the House concur in the amendments made to the bill by the committee.

Mr. Hampton demanded the yeas and nays.

The demand was seconded, and the amendments were concurred in by yeas and nays, as follows:

## YEAS.

Mr. Bardwell,	Mr. Crozer,	Mr. Kelly,	Mr. O'Keefe,
Bates,	Davis,	Kirkpatrick,	Oviatt,
Beecher,	Dickson,	Makelim,	Parkhurst,
Beekman,	Diekema,	Malcolm,	Post,
Brandon,	Divine,	Manwaring,	Rumsey,
Brown,	Egan,	Markey,	Sellers,
Campbell,	Eldred,	Mason,	Snyder,
Cannon,	Estee,	McClelland,	Staples,
Case, A. T.,	Gibbs,	McCormick,	Watson,
Case, J. A.,	Hayes,	McGregor,	Webber,
Chapman,	Houk,	North,	Wood,
Coomer,	Howell,	Northwood,	Woodruff,
Cross,	Jones,		

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## NAYS.

Mr Adams,	Mr. Dodge,	Mr. Long,	Mr. Town,
Baker,	Dunbar,	McKie,	Ulrich,
Barry,	Engleman,	McNabb,	Voorhees,
Bentley,	Ford,	Potter,	Walthew,
Boynton,	Gardner,	Powers,	Waltz,
Carlton,	Gleason,	Richardson,	Weiss,
Case, O. N.,	Hampton,	Shorts,	Wellman,
Collins,	Hankerd,	Stark,	Wiggins,
Conrad,	Harper,	Sutton,	Williams,
Cossitt,	Johnson,	Swift,	Wright,
Dakin,	Lincoln,		

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Mr. Hampton moved that the minority report on the bill be printed in the Journal;

On which motion,

Mr. Hampton demanded the yeas and nays.

The demand was seconded, and the motion to print the report in the Journal prevailed, by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Dakin,	Mr. Johnson,	Mr. Swift,
Baker,	Dickson,	Lincoln,	Town,
Barry,	Dodge,	Long,	Ulrich,
Bentley,	Dunbar,	Malcolm,	Voorhees,
Boynton,	Engleman,	McKie,	Walthew,
Brant,	Ford,	McNabb,	Waltz,
Campbell,	Gleason,	Northwood,	Weiss,
Carlton,	Gardner,	Potter,	Wellman,
Case, O. N.,	Hammond,	Richardson,	Wiggins,
Collins,	Hampton,	Shorts,	Williams,
Conrad,	Hankerd,	Stark,	Wood,
Coomer,	Harper,	Sutton,	Wright,
Cossitt,	Holman,		

50

## NAYS.

Mr. Bardwell,	Mr. Davis,	Mr. Kirkpatrick,	Mr. Parkhurst,
Bates,	Diekema,	Makelim,	Post,
Beecher,	Divine,	Manwaring,	Powers,

Mr. Beekman,	Mr. Egan,	Mr. Markey,	Mr. Rumsey,
Brandon,	Eldred,	Mason,	Sellers,
Brown,	Estee,	McOlelend,	Snyder,
Cannon,	Gibbs,	McCormick,	Staples,
Case, A. T.,	Hayes,	McGregor,	Watson,
Case, J. A.,	Houk,	North,	Webber,
Chapman,	Howell,	O'Keefe,	Woodruff,
Cross,	Jones,	Oviatt,	Speaker,
Crozer,	Kelly,		

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Mr. Estee moved to discharge the committee of the whole from the further consideration of

Senate bill No. 343 (File No. 253), entitled

A bill for the apportionment of Senators in the State Legislature,

And that the bill be placed on the order of third reading;

On which motion,

Mr. Hankerd demanded the yeas and nays.

The demand was seconded, and the motion prevailed, by yeas and nays as follows:

## YEAS.

Mr. Bardwell,	Mr. Davis,	Mr. Kirkpatrick,	Mr. Oviatt,
Bates,	Dickson,	Makelim,	Parkhurst,
Beecher,	Diekema,	Malcolm,	Post,
Beekman,	Divine,	Manwaring,	Rumsey,
Brown,	Egan,	Markey,	Sellers,
Cannon,	Eldred,	Mason,	Snyder,
Case, A. T.,	Estee,	McOlelend,	Staples,
Case, J. A.,	Gibbs,	McCormick,	Watson,
Chapman,	Hayes,	McGregor,	Webber,
Coomer,	Holman,	North,	Wood,
Cross,	Jones,	Northwood,	Woodruff,
Crozer,	Kelly,	O'Keefe,	

47

## NAYS.

Mr. Adams,	Mr. Dunbar,	Mr. Lincoln,	Mr. Town,
Baker,	Engleman,	Long,	Ulrich,
Barry,	Ford,	McKie,	Voorhees,
Bentley,	Gardner,	McNabb,	Walthew,
Boynton,	Gleason,	Potter,	Waltz,
Brant,	Hammond,	Powers,	Weiss,
Carlton,	Hampton,	Richardson,	Wellman,
Case, O. N.,	Hankerd,	Shorts,	Wiggins,
Conrad,	Harper,	Stark,	Williams,
Dakin,	Houk,	Sutton,	Wright,
Dodge,	Johnson,	Swift,	

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The Speaker announced that the motion had prevailed.

Mr. Ford arose to a question of order, in that he deemed a two-thirds vote requisite to discharge the committee of the whole from the consideration of the bill, basing his opinion on the construction of Rule 47 of the House.

The Speaker announced that in declaring that the motion prevailed, he had followed the precedents of preceding Legislatures.

Mr. Ford appealed from the decision of the chair.

The Speaker stated the question to be, shall the decision of the chair stand as the judgment of the House.

On which,

Mr. Ford demanded the yeas and nays.

The demand was seconded, and the decision of the chair was ordered to stand as the judgment of the House, by yeas and nays, as follows:

#### YEAS.

Mr. Bardwell,	Mr. Davis,	Mr. Jones,	Mr. Oviatt,
Bates,	Dickson,	Kelly,	Parkhurst,
Beecher,	Diekema,	Kirkpatrick,	Post,
Beekman,	Divine,	Makelim,	Rumsey,
Brown,	Egan,	Malcolm,	Sellers,
Campbell,	Eldred,	Manwaring,	Shorts,
Cannon,	Estee,	Markey,	Snyder,
Carlton,	Gardner,	Mason,	Staples,
Case, A. T.,	Gibbs,	McOlelend,	Town,
Case, J. A.,	Harper,	McCormick,	Watson,
Chapman,	Hayes,	McGregor,	Webber,
Coomer,	Holman,	North,	Weiss,
Cross,	Houk,	Northwood,	Wood,
Crozer,	Howell,	O'Keefe,	Woodruff, 56

#### NAYS.

Mr. Adams,	Mr. Dodge,	Mr. McNabb,	Mr. Ulrich,
Baker,	Engleman,	Potter,	Voorhees,
Barry,	Ford,	Powers,	Walthew,
Boynon,	Gleason,	Richardson,	Waltz,
Case, O. N.,	Hammond,	Stark,	Wellman,
Conrad,	Hampton,	Sutton,	Wiggins,
Cossitt,	Lincoln,	Swift,	Williams,
Dakin,	Long,		

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On motion of Mr. Dickson,

The House took a recess until 2 o'clock P. M.

#### AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

On motion of Mr. Wellman,

The House took up

#### MESSAGES FROM THE SENATE.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 11, 1885. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bills:

1. House bill No. 183 (File No. 73), entitled

A bill to amend and revise the charter of the city of Port Huron;

## 2. House bill No. 473, entitled

A bill to authorize the village of Bancroft, in the county of Shiawassee, to raise money to make public improvements in said village; to issue bonds therefor, and to provide for the levy of taxes therein to pay the same;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The two bills were referred to the committee on engrossment and enrollment for enrollment.

On motion of Mr. O'Keefe,

The House received

## REPORTS OF CONFERENCE COMMITTEES.

By the committee of conference on House File No. 288:

The committee of conference to whom was referred

House bill No. 602 (File No. 288), entitled

A bill to amend sections 1, 3, 4, 5, 6, and 7, of act No. 156, of the session laws of 1883, being an act creating a bureau of labor and industrial statistics, and defining the powers and duties of the same,

Respectfully report that they have had the same under consideration, and have directed us to report the same back to the House and recommend that the Senate amendment striking out "five" and inserting "six" in line 7, section 4, be concurred in and that it do pass, and ask to be discharged from the further consideration of the subject.

R. D. O'KEEFE,

MILO H. DAKIN,

*House Committee.*

J. W. MOON,

T. D. HAWLEY,

*Senate Committee.*

Report accepted and committee discharged.

The question being on the adoption of the report of the committee of conference,

The report was adopted, a majority of the members elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Bardwell,	Mr. Dakin,	Mr. Kelly,	Mr. Parkhurst,
Bates,	Davis,	Kirkpatrick,	Post,
Beecher,	Dickson,	Makelim,	Potter,
Beekman,	Diekema,	Malcolm,	Rumsey,
Brown,	Divine,	Manwaring,	Sellers,
Campbell,	Egan,	Markey,	Snyder,
Cannon,	Eldred,	Mason,	Staples,
Case, A. T.,	Estee,	McClelland,	Walthew,
Case, J. A.,	Gardner,	McCormick,	Watson,
Chapman,	Gibbs,	North,	Wellman,
Coomer,	Houk,	Northwood,	Wood,
Cross,	Howell,	O'Keefe,	Woodruff,
Crozer,	Jones,	Oviatt,	Speaker, 52

## NAYS.

Mr. Adams,	Mr. Dunbar,	Mr. Lincoln,	Mr. Sutton,
Baker,	Ford,	Long,	Swift,
Barry,	Gleason,	McKie,	Town,
Bentley,	Hammond,	McNabb,	Ulrich,
Blacker,	Hampton,	Powers,	Waltz,
Boynton,	Hankerd,	Richardson,	Webber,
Carlton,	Harper,	Shorts,	Weiss,
Conrad,	Hayes,	Stark,	Williams,
Dodge,	Johnson,		

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By the committee of conference on Senate file No. 65 :

The committee of conference, appointed on the part of the House to meet a like committee on the part of the Senate to consider the difference existing between the two Houses relative to

Senate bill No. 202 (File No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan,

Respectfully report that they have conferred with the Senate committee upon said bill, with the amendments made thereto by the House, and that they have been unable to agree with the committee on the part of the Senate, and would further recommend that the House do not recede from the position they have taken upon the same.

MILO D. CAMPBELL,  
*Chairman.*  
GEO. F. RICHARDSON.

Report accepted and committee discharged.

On motion of Mr. Campbell,

The House insisted on its amendments heretofore made to the bill.

## THIRD READING OF BILLS.

Senate bill No. 343 (File No. 253), entitled

A bill for the apportionment of Senators in the State Legislature ;

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Ford offered the following substitute for the bill:

A bill for the apportionment of Senators in the State Legislature.

SECTION 1. *The People of the State of Michigan enact*, That this State shall be and is hereby divided into thirty-two Senate Districts (each district to be entitled to one Senator), which shall be constituted as follows, viz.:

*First District*, The first district shall consist of the fifth, seventh, ninth, eleventh, thirteenth, and fifteenth wards of the city of Detroit, county of Wayne, and the townships of Hamtramck and Grosse Point, in said county, and election returns shall be made to the county clerk's office in the county of Wayne;

*Second District*, The second district shall consist of the first, second, third and fourth wards of the city of Detroit, and the townships of Greenfield, Redford, Livonia and Plymouth, county of Wayne, and the election returns shall be made to the county clerk's office in the county of Wayne;

*Third District*, The third district shall consist of the sixth, eighth, tenth, twelfth, fourteenth, and sixteenth wards of the city of Detroit and the townships of Springwells, Dearborn, Nankin, Canton, VanBuren, Romulus, Taylor,

Ecorse, Sumpter, Huron, Brownstown, and Monguagon, and the city of Wyandotte, county of Wayne, and the election returns shall be made to the county clerk's office in the county of Wayne;

*Fourth District,* The fourth district shall consist of the counties of Washtenaw and Monroe, and the election returns shall be made to the clerk's office in the county of Monroe;

*Fifth District,* The fifth district shall consist of the county of Lenawee;

*Sixth District,* The sixth district shall consist of the counties of Jackson and Hillsdale, and the election returns shall be made to the county clerk's office in the county of Hillsdale;

*Seventh District,* The seventh district shall consist of the counties of Branch and Calhoun, and the election returns shall be made to the county clerk's office in the county of Calhoun;

*Eighth District,* The eighth district shall consist of the counties of St. Joseph and Kalamazoo, and the election returns shall be made to the county clerk's office in the county of Kalamazoo;

*Ninth District,* The ninth district shall consist of the counties of Berrien and Cass, and the election returns shall be made to the county clerk's office in the county of Berrien;

*Tenth District,* The tenth district shall consist of the counties of Van Buren and Allegan, and the election returns shall be made to the county clerk's office in the county of Allegan;

*Eleventh District,* The eleventh district shall consist of the counties of Barry and Eaton, and the election returns shall be made to the county clerk's office in the county of Eaton;

*Twelfth District,* The twelfth district shall consist of the counties of Shiawassee and Ingham, and the election returns shall be made to the county clerk's office in the county of Ingham;

*Thirteenth District,* The thirteenth district shall consist of the counties of Livingston, and Genesee, and the election returns shall be made to the county clerk's office in the county of Genesee;

*Fourteenth District,* The fourteenth district shall consist of the county of Oakland;

*Fifteenth District,* The fifteenth district shall consist of the counties of Macomb and St. Clair, and the election returns shall be made to the county clerk's office in the county of St. Clair;

*Sixteenth District,* The sixteenth district shall consist of the counties of Sanilac and Lapeer, and the election returns shall be made to the county clerk's office in the county of Lapeer;

*Seventeenth District,* The seventeenth district shall consist of the counties of Huron and Tuscola, and the election returns shall be made to the county clerk's office in the county of Tuscola;

*Eighteenth District,* The eighteenth district shall consist of the county of Saginaw;

*Nineteenth District,* The nineteenth district shall consist of the counties of Clinton and Ionia, and the election returns shall be made to the county clerk's office in the county of Ionia;

*Twentieth District,* The twentieth district shall consist of the city of Grand Rapids, in the county of Kent, and the election returns shall be made to the county clerk of Kent county;

*Twenty-first District,* The twenty-first district shall consist of all the county



of Kent, except that portion included within the limits of the city of Grand Rapids, and the election returns shall be made to the county clerk of Kent county;

*Twenty-second District,* The twenty-second district shall consist of the counties of Muskegon and Ottawa, and the election returns shall be made to the county clerk's office in the county of Ottawa;

*Twenty-third District,* The twenty-third district shall consist of the counties of Mason, Lake, Newaygo and Oceana, and the election returns shall be made to the county clerk's office in the county of Oceana;

*Twenty-fourth District,* The twenty-fourth district shall consist of the counties of Mecosta and Montcalm, and the election returns shall be made to the county clerk's office in the county of Montcalm;

*Twenty-fifth District,* The twenty-fifth district shall consist of the counties of Gratiot, Midland, Gladwin, Clare, and Isabella, and the election returns shall be made to the county clerk's office in the county of Isabella;

*Twenty-sixth District,* The twenty-sixth district shall consist of the county Bay;

*Twenty-seventh District,* The twenty-seventh district shall consist of the counties of Presque Isle, Alpena, Alcona, Iosco, and Arenac, and the election returns shall be made to the county clerk's office in the county of Iosco;

*Twenty-eighth District,* The twenty-eighth district shall consist of the counties of Montmorency, Oscoda, Ogemaw, Roscommon, Missaukee, Kalkaska, Crawford, Otsego, Cheboygan, and Emmet, and the election returns shall be made to the county clerk's office in the county of Cheboygan;

*Twenty-ninth District,* The twenty-ninth district shall consist of the counties of Benzie, Manistee, Wexford and Osceola, and the election returns shall be made to the county clerk's office in the county of Osceola;

*Thirtieth District,* The thirtieth district shall consist of the counties of Manitou, Leelanaw, Charlevoix, Antrim, and Grand Traverse, and the election returns shall be made to the county clerk's office in the county of Grand Traverse;

*Thirty-first District,* The thirty-first district shall consist of the counties of Mackinac, Chippewa, Alger, Schoolcraft, Delta, and Menominee, and the election returns shall be made to the county clerk's office in the county of Mackinac;

*Thirty-second District,* The thirty-second district shall consist of the counties of Keweenaw, Isle Royal, Ontonagon, Baraga, Iron, Houghton, and Marquette, and the election returns shall be made to the county clerk's office in the county of Houghton;

The election returns of each county forming one district shall be made to the county clerk's office of said county.

Mr. Brant moved to amend the substitute as follows:

Amend section 1, line 5, by inserting after the words "townships of" the word "Greenfield;"

Amend section 1, line 8, by inserting after the word "fourth," the words "sixth and eighth;" also by striking out in line 9, the words "and the townships of Greenfield, Redford, Livonia, and Plymouth;"

Amend section 1, line 11, by striking out the words "sixth, eighth;" also by inserting in line 12, after the word "Springwells," the words "Redford, Livonia, Plymouth;"

Which motion prevailed.

The question being agreeing to the substitute,

Mr. Ford demanded the yeas and nays.

The demand was seconded, and the substitute was not agreed to by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. Johnson,	Mr. Swift,
Baker,	Dakin,	Lincoln,	Town,
Barry,	Dodge,	Long,	Ulrich,
Bentley,	Dunbar,	McKie,	Voorhees,
Blacker,	Engleman,	McNabb,	Walthew,
Boynton,	Ford,	Potter,	Waltz,
Brant,	Gleason,	Powers,	Weiss,
Carlton,	Hammond,	Richardson,	Wellman,
Case, O. N.,	Hampton,	Sellers,	Wiggins,
Coleman,	Hankerd,	Shorts,	Williams,
Collins,	Harper,	Stark,	Wright,
Conrad,	Holman,	Sutton,	

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## NAYS.

Mr. Bardwell,	Mr. Davis,	Mr. Kelly,	Mr. O'Keefe,
Bates,	Dickson,	Kirkpatrick,	Oviatt,
Beecher,	Diekema,	Makelim,	Parkhurst,
Beekman,	Divine,	Malcolm,	Post,
Brown,	Egan,	Manwaring,	Rumsey,
Campbell,	Eldred,	Markey,	Snyder,
Cannon,	Estee,	Mason,	Staples,
Case, A. T.,	Gardner,	McClelland,	Watson,
Case, J. A.,	Gibbs,	McCormick,	Webber,
Chapman,	Hayes,	McGregor,	Wood,
Coomer,	Houk,	North,	Woodruff,
Cross,	Howell,	Northwood,	Speaker,
Crozer,	Jones,		

50

Mr. Hampton offered the following substitute for the bill:

A BILL for the apportionment of Senators in the State Legislature.

SECTION 1. *The People of the State of Michigan enact*, That this State shall be and is hereby divided into thirty-two Senate districts (each district to be entitled to one Senator), which shall be constituted as follows, namely:

*First District*, The fifth, seventh, ninth, eleventh, thirteenth, and fifteenth wards of the city of Detroit, and the townships of Grosse Point, Hamtramck, and Greenfield, in the county of Wayne.

*Second District*, The first, second, third, fourth, sixth, and eighth wards of the city of Detroit, in the county of Wayne;

*Third District*, The tenth, twelfth, fourteenth, and sixteenth wards of the city of Detroit, and the townships of Plymouth, Canton, Van Buren, Sumpter, Huron, Romulus, Nankin, Livonia, Redford, Dearborn, Taylor, Brownstown, Monguagon, Ecorse, and Springwells, and the city of Wyandotte, in the county of Wayne;

*Fourth District*, The fourth district shall consist of the counties of Washtenaw and Livingston, and the election returns shall be made to the clerk's office in the county of Washtenaw;

*Fifth District,* The fifth district shall consist of the county of Monroe;

*Sixth District,* The sixth district shall consist of the county of Lenawee;

*Seventh District,* The seventh district shall consist of the counties of Jackson and Hillsdale, and the election returns shall be made to the clerk's office in the county of Jackson;

*Eighth District,* The eighth district shall consist of the counties of Branch and St. Joseph, and the election returns shall be made to the clerk's office in the county of Branch;

*Ninth District,* The ninth district shall consist of the counties of Calhoun and Kalamazoo, and the election returns shall be made to the clerk's office in the county of Calhoun;

*Tenth District,* The tenth district shall consist of the counties of Berrien and Cass, and the election returns shall be made to the clerk's office in the county of Berrien;

*Eleventh District,* The eleventh district shall consist of the counties of Allegan and Van Buren, and the election returns shall be made to the clerk's office in the county of Allegan;

*Twelfth District,* The twelfth district shall consist of the counties of Eaton and Barry, and the election returns shall be made to the clerk's office in the county of Eaton;

*Thirteenth District* The thirteenth district shall consist of the counties of Clinton and Ingham, and the election returns shall be made to the clerk's office in the county of Ingham;

*Fourteenth District,* The fourteenth district shall consist of the county of Oakland;

*Fifteenth District,* The fifteenth district shall consist of the counties of Macomb and Lapeer, and the election returns shall be made to the clerk's office in the county of Macomb;

*Sixteenth District,* The sixteenth district shall consist of the counties of Sanilac and St. Clair, and the election returns shall be made to the clerk's office in the county of St. Clair;

*Seventeenth District,* The seventeenth district shall consist of the counties of Tuscola and Huron, and the election returns shall be made to the clerk's office in the county of Tuscola;

*Eighteenth District,* The eighteenth district shall consist of the counties of Genesee and Shiawassee, and the election returns shall be made to the clerk's office in the county of Genesee;

*Nineteenth District,* The nineteenth district shall consist of the county of Saginaw;

*Twentieth District,* The twentieth district shall consist of the counties of Isabella, Midland, and Gratiot, and the election returns shall be made to the clerk's office in the county of Gratiot;

*Twenty-first District,* The twenty-first district shall consist of the counties of Montcalm and Ionia, and election returns shall be made to the clerk's office in the county of Montcalm;

*Twenty-second District,* The twenty-second district shall consist of the city of Grand Rapids, the county of Kent;

*Twenty-third District,* The twenty-third district shall consist of the townships of Ada, Algoma, Alpine, Bowne, Byron, Caledonia, Cannon, Cascade, Courtland, Gaines, Grand Rapids, Grattan, Lowell, Nelson, Oakfield, Paris, Plainfield, Solon, Sparta, Spencer, Tyronne, Vergennes, Walker, and Wyoming, in the county of Kent;

*Twenty-fourth District.* The twenty-fourth district shall consist of the counties of Muskegon and Ottawa, and the election returns shall be made to the clerk's office in the county of Ottawa;

*Twenty-fifth District.* The twenty-fifth district shall consist of the counties of Mason, Lake, Oceana, and Newaygo, and the election returns shall be made to the clerk's office in the county of Newaygo;

*Twenty-sixth District.* The twenty-sixth district shall consist of the counties of Mecosta, Olare, Gladwin, and Osceola, and the election returns shall be made to the clerk's office in the county of Osceola;

*Twenty-seventh District.* The twenty-seventh district shall consist of the counties of Bay and Arenac, and the election returns shall be made to the clerk's office in the county of Bay;

*Twenty-eighth District.* The twenty-eighth district shall consist of the counties of Manistee, Wexford, Benzie, Leelanaw, and Grand Traverse, and the election returns shall be made to the county clerk's office in the county of Grand Traverse;

*Twenty-ninth District.* The twenty-ninth district shall consist of the counties of Missaukee, Roscommon, Ogemaw, Iosco, Kalkaska, Crawford, Oscoda, and Alcona, and the election returns shall be made to the clerk's office in the county of Iosco;

*Thirtieth District.* The thirtieth district shall consist of the counties of Antrim, Otsego, Montmorency, Alpena, Charlevoix, Emmet, Cheboygan, and Presque Isle, and the election returns shall be made to the clerk's office in the county of Cheboygan;

*Thirty-first District.* The thirty-first district shall consist of the counties of Delta, Schoolcraft, Chippewa, Mackinac, Iron, and Menominee, and the election returns shall be made to the clerk's office in the county of Mackinac;

*Thirty-second District.* The thirty-second district shall consist of the counties of Marquette, Baraga, Ontonagon, Houghton, Keweenaw, and Isle Royal, and the election returns shall be made to the clerk's office in the county of Houghton.

On agreeing to which,

Mr. Dodge demanded the yeas and nays,

The demand was seconded, and the substitute was not agreed to, by yeas and nays as follows:

#### YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. Johnson,	Mr. Swift,
Baker,	Dakin,	Lincoln,	Town,
Barry,	Dodge,	Long,	Ulrich,
Bentley,	Dunbar,	McKie,	Voorhees,
Blacker,	Engleman,	McNabb,	Walthew,
Boynton,	Ford,	Potter,	Waltz,
Brant,	Gleason,	Powers,	Weiss,
Carlton,	Hammond,	Richardson,	Wellman,
Case, O. N.,	Hampton,	Shorts,	Wiggins,
Coleman,	Hankerd,	Stark,	Williams,
Collins,	Harper,	Sutton,	Wright,
Conrad,			

45

#### NAYS.

Mr. Bardwell,	Mr. Davis,	Mr. Kelly,	Mr. Oviatt,
Bates,	Dickson,	Kirkpatrick,	Parkhurst,

Mr. Beecher,	Mr. Diekema,	Mr. Makelim,	Mr. Post,
Beekman,	Divine,	Malcolm,	Rumsey,
Brown,	Egan,	Manwaring,	Sellers,
Campbell,	Eldred,	Markey,	Snyder,
Cannon,	Estee,	Mason,	Staples,
Case, A. T.,	Gardner,	McClelland,	Watson,
Case, J. A.,	Gibbs,	McCormick,	Webber,
Chapman,	Hayes,	McGregor,	Wood,
Coomer,	Houk,	North,	Woodruff,
Cross,	Howell,	Northwood,	Speaker,
Crozer,	Jones,	O'Keefe,	

51

Mr. Brant moved to amend the bill as follows:

1. Amend Sec. 1, line 5, by inserting after the words "township of," the word "Greenfield;"

2. Amend Sec. 1, line 8, by inserting after the word "fourth," the words "sixth and eighth;"

3. Amend Sec. 1, line 9, by striking out the words "and the townships of Greenfield, Redford, Livonia, and Plymouth;"

4. Amend Sec. 1, line 11, by striking out the words "sixth, eighth;"

5. Amend Sec. 1, line 12, by inserting after the word "Springwells," the words "Redford, Livonia, and Plymouth."

On agreeing to which,

Mr. Egan demanded the yeas and nays.

The demand was seconded, and the amendments were not agreed to by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Conrad,	Mr. Harper,	Mr. Sutton,
Baker,	Cossitt,	Johnson,	Swift,
Barry,	Dakin,	Lincoln,	Town,
Bentley,	Dodge,	Long,	Ulrich,
Blacker,	Dunbar,	McKie,	Walthew,
Boynton,	Engleman,	McNabb,	Waltz,
Brant,	Ford,	Potter,	Weiss,
Carlton,	Gleason,	Powers,	Wellman,
Case, O. N.,	Hammond,	Richardson,	Wiggins,
Coleman,	Hampton,	Shorts,	Williams,
Collins,	Hankerd,	Stark,	Wright,

44

## NAYS.

Mr. Bardwell,	Mr. Davis,	Mr. Kelly,	Mr. Oviatt,
Bates,	Dickson,	Kirkpatrick,	Parkhurst,
Beecher,	Diekema,	Makelim,	Post,
Beekman,	Divine,	Malcolm,	Rumsey,
Brown,	Egan,	Manwaring,	Sellers,
Campbell,	Eldred,	Markey,	Snyder,
Cannon,	Estee,	Mason,	Staples,
Case, A. T.,	Gardner,	McClelland,	Watson,
Case, J. A.,	Gibbs,	McCormick,	Webber,
Chapman,	Hayes,	McGregor,	Wood,
Coomer,	Houk,	North,	Woodruff,
Cross,	Howell,	Northwood,	Speaker,
Crozer,	Jones,	O'Keefe,	

51

The question again being on the passage of the bill,

Mr. Hampton moved to amend the bill by striking out the 27th, 28th, and 29th subdivisions and inserting the following in lieu thereof:

The 29th district shall consist of the counties of Emmet, Cheboygan, Presque Isle, Charlevoix, Antrim, Otsego, Montmorency, and Alpena, and the election returns shall be made to the county clerk's office in the county of Cheboygan;

The 28th district shall consist of the counties of Kalkaska, Crawford, Oscoda, Alcona, Missaukee, Roscommon, Ogemaw, and Iosco, and the election returns shall be made to the county clerk's office in the county of Ogemaw;

The 27th district shall consist of the counties of Leelanaw, Maniton, Benzie, Manistee, Wexford, and Grand Traverse, and the election returns shall be made to the county clerk's office in the county of Grand Traverse;

On agreeing to which,

Mr. Hampton demanded the yeas and nays.

The demand was seconded, and the amendment was not agreed to, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Conrad,	Mr. Harper,	Mr. Sutton,
Baker,	Cossitt,	Johnson,	Swift,
Barry,	Dakin,	Lincoln,	Town,
Bentley,	Dodge,	Long,	Ulrich,
Blacker,	Dunbar,	McKie,	Walthew,
Boynnton,	Engleman,	McNabb,	Waltz,
Brant,	Ford,	Potter,	Weiss,
Carlton,	Gleason,	Powers,	Wiggins,
Case, O. N.,	Hammond,	Richardson,	Williams,
Coleman,	Hampton,	Shorts,	Wright,
Collins,	Hankerd,	Stark,	

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#### NAYS.

Mr. Bardwell,	Mr. Davis,	Mr. Kelly,	Mr. Oviatt,
Bates,	Dickson,	Kirkpatrick,	Parkhurst,
Beecher,	Diekema,	Makelim,	Post,
Beekman,	Divine,	Malcolm,	Rumsey,
Brown,	Egan,	Manwaring,	Sellers,
Campbell,	Eldred,	Markey,	Snyder,
Cannon,	Eatee,	Mason,	Staples,
Case, A. T.,	Gardner,	McClelend,	Watson,
Case, J. A.,	Gibbs,	McOrmick,	Webber,
Chapman,	Hayes,	McGregor,	Wood,
Coomer,	Houk,	North,	Woodruff,
Cross,	Howell,	Northwood,	Speaker,
Crozer,	Jones,	O'Keefe,	

51

The question again being on the passage of the bill,

Mr. Wellman moved to amend the bill by striking out subdivisions 14th and 15th, and inserting the following in lieu thereof:

*Fourteenth District*, The fourteenth district shall consist of the counties of Oakland and Macomb, and the election returns shall be made to the county clerk's office in the county of Oakland;

*Fifteenth District*, The fifteenth district shall consist of the county of St. Clair.

On agreeing to which,

Mr. Wellman demanded the yeas and nays.

The demand was seconded, and the amendments were not agreed to, by yeas and nays, as follows :

## YEAS.

Mr. Baker,	Mr. Dunbar,	Mr. McKie,	Mr. Ulrich,
Barry,	Engleman,	McNabb,	Voorhees,
Blacker,	Ford,	Potter,	Walthew,
Carlton,	Gleason,	Powers,	Waltz,
Case, O. N.,	Hammond,	Richardson,	Weiss,
Collins,	Hampton,	Shorts,	Wellman,
Conrad,	Hanker,	Stark,	Wiggins,
Cossitt,	Harper,	Swift,	Williams,
Dakin,	Johnson,	Town,	Wright,
Dodge,	Lincoln,		

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## NAYS.

Mr. Bardwell,	Mr. Davis,	Mr. Jones,	Mr. O'Keefe,
Bates,	Dickson,	Kelley,	Oviatt,
Beecher,	Diekema,	Kirkpatrick,	Parkhurst,
Beekman,	Divine,	Makelim,	Post,
Brown,	Egan,	Malcolm,	Rumsey,
Campbell,	Eldred,	Manwaring,	Sellers,
Cannon,	Estee,	Markey,	Snyder,
Case, A. T.,	Gardner,	Mason,	Staples,
Case, J. A.,	Gibbs,	McClelend,	Watson,
Chapman,	Hayes,	McCormick,	Webber,
Coomer,	Holman,	McGregor,	Wood,
Cross,	Houk,	North,	Woodruff,
Crozer,	Howell,	Northwood,	Speaker,

52

The question again being on the passage of the bill,

Mr. Oviatt demanded the previous question.

The demand was seconded.

The question being shall the main question be now put,

The same was ordered.

The bill was then passed, a majority of the members elect voting therefor by yeas and nays, as follows :

## YEAS.

Mr. Bardwell,	Mr. Davis,	Mr. Kelly,	Mr. Oviatt,
Bates,	Dickson,	Kirkpatrick,	Parkhurst,
Beecher,	Diekema,	Makelim,	Post,
Beekman,	Divine,	Malcolm,	Rumsey,
Brown,	Egan,	Manwaring,	Sellers,
Campbell,	Eldred,	Markey,	Snyder,
Cannon,	Estee,	Mason,	Staples,
Case, A. T.,	Gardner,	McClelend,	Watson,
Case, J. A.,	Gibbs,	McCormick,	Webber,
Chapman,	Hayes,	McGregor,	Wood,
Coomer,	Houk,	North,	Woodruff,
Cross,	Howell,	Northwood,	Speaker,
Crozer,	Jones,	O'Keefe,	

51

## NAYS.

Mr. Engleman,      Mr. Holman,      Mr. Voorhees,  
 Title agreed to.  
 Mr. Estee moved that the House take up the order of

3

## MOTIONS AND RESOLUTIONS.

Pending which,  
 Mr. Hankerd moved that the House adjourn.  
 Mr. Estee demanded the yeas and nays.  
 The demand was seconded, and the motion to adjourn did not prevail, by yeas and nays, as follows:

## YEAS.

Mr. Boynton,	Mr. Cossitt,	Mr. Powers,	Mr. Wellman,
Case, O. N.,	Long,	Snyder,	Wright,
Collins,	Potter,	Walthew,	

11

## NAYS.

Mr. Adams,	Mr. Crozer,	Mr. Houk,	Mr. O'Keefe,
Bardwell,	Davis,	Howell,	Oviatt,
Barry,	Dickson,	Jones,	Parkhurst,
Bates,	Diekema,	Kelly,	Post,
Beecher,	Dunbar,	Kirkpatrick,	Rumsey,
Beekman,	Egan,	Makelim,	Sellers,
Brant,	Eldred,	Malcolm,	Staples,
Cannon,	Estee,	Manwaring,	Stark,
Carlton,	Gardner,	Markey,	Town,
Case, A. T.,	Gibbs,	McClelend,	Watson,
Case, J. A.,	Gleason,	McCormick,	Webber,
Chapman,	Hampton,	McGregor,	Weiss,
Conrad,	Hankerd,	North,	Wood,
Coomer,	Harper,	Northwood,	Woodruff,
Cross,	Hayes,		

58

The question again being on taking up the order of "Motions and Resolutions,"

Mr. Hampton demanded the yeas and nays.

The demand was seconded, and the motion prevailed by yeas and nays, as follows:

## YEAS.

Mr. Bardwell,	Mr. Dickson,	Mr. Kelly,	Mr. O'Keefe,
Bates,	Diekema,	Kirkpatrick,	Oviatt,
Beecher,	Divine,	Makelim,	Parkhurst,
Beekman,	Egan,	Malcolm,	Post,
Brown,	Eldred,	Manwaring,	Rumsey,
Cannon,	Estee,	Markey,	Sellers,
Case, A. T.,	Gibbs,	Mason,	Snyder,
Case, J. A.,	Hayes,	McClelend,	Staples,
Chapman,	Holman,	McCormick,	Watson,
Coomer,	Houk,	McGregor,	Webber,
Cross,	Howell,	North,	Wood,
Crozer,	Jones,	Northwood,	Woodruff,
Davis,			

49



## NAYS.

Mr. Adams,	Mr. Cossitt,	Mr. Harper,	Mr. Swift,
Baker,	Dakin,	Johnson,	Town,
Barry,	Dodge,	Lincoln,	Voorhees,
Bentley,	Dunbar,	Long,	Walthew,
Boynton,	Engleman,	McKie,	Weiss,
Brant,	Gleason,	Potter,	Wellman,
Carlton,	Hammond,	Powers,	Wiggins,
Case, O. N.,	Hampton,	Richardson,	Williams,
Collins,	Hankerd,	Sutton,	Wright,
Gonrad,			

37

Mr. Estee moved to discharge the committee of the whole from the further consideration of

House bill No. 387, entitled

A bill to apportion anew the representatives among the several counties and districts of this State,

And that the bill be placed on the order of third reading, and that the bill be ordered printed;

Upon which motion,

Mr. Brant demanded the yeas and nays.

The demand was seconded.

Pending the taking of the vote,

Mr. Blacker moved to amend the pending motion so as to recommit the bill to the select committee on apportionment;

Upon agreeing to which,

Mr. Blacker demanded the yeas and nays.

The demand was seconded.

Pending which,

Mr. Ford moved that the House adjourn,

On which motion,

Mr. Ford demanded the yeas and nays,

The demand was seconded, and the motion to adjourn did not prevail by yeas and nays as follows:

## YEAS.

Mr. Baker,	Mr. Case, O. N.,	Mr. McNabb,	Mr. Swift,
Bentley,	Gleason,	Potter,	Voorhees,
Blacker,	Long,	Powers,	Wright,

12

## NAYS.

Mr. Adams,	Mr. Crozer,	Mr. Johnson,	Mr. Richardson,
Bardwell,	Davis,	Jones,	Rumsey,
Barry,	Dickson,	Kelly,	Sellers,
Bates,	Diekema,	Kirkpatrick,	Snyder,
Beecher,	Egan,	Lincoln,	Staples,
Beekman,	Eldred,	Malcolm,	Town,
Boyatou,	Estee,	Manwaring,	Ulrich,
Brant,	Ford,	Mason,	Walthew,
Brown,	Gardner,	McClelland,	Watson,
Campbell,	Gibbs,	McCormick,	Webber,
Carlton,	Hampton,	McGregor,	Weiss,
Case, A. T.,	Hankerd,	McKie,	Wellman,

Mr. Case, J. A.,	Mr. Harper,	Mr. North,	Mr. Wiggins,
Chapman,	Hayes,	Northwood,	Williams,
Collins,	Holman,	O'Keefe,	Wood,
Conrad,	Houk,	Oviatt,	Woodruff,
Coomer,	Howell,	Parkhurst,	Speaker,
Cross,			

69

Mr. Brown demanded the previous question,

The demand was seconded.

The question being shall the main question be now put,

The same was ordered.

The question being first taken on discharging the committee of the whole from the further consideration of the bill,

The motion prevailed by yeas and nays, as follows:

## YEAS.

Mr. Bardwell,	Mr. Diekema,	Mr. Kelly,	Mr. Oviatt,
Bates,	Divine,	Kirkpatrick,	Parkhurst,
Beecher,	Egan,	Makelim,	Post,
Beekman,	Eldred,	Malcolm,	Rumsey,
Brown,	Estee,	Manwaring,	Sellers,
Case, A. T.,	Gardner,	Mason,	Snyder,
Case, J. A.,	Gibbs,	McClelland,	Staples,
Chapman,	Hampton,	McOrmick,	Watson,
Coomer,	Hayes,	McGregor,	Webber,
Cross,	Houk,	North,	Wood,
Crozer,	Howell,	Northwood,	Woodruff,
Davis,	Jones,	O'Keefe,	

47

## NAYS.

Mr. Adams,	Mr. Cossitt,	Mr. Lincoln,	Mr. Swift,
Baker,	Dakin,	Long,	Town,
Barry,	Dickson,	McKie,	Ulrich,
Bentley,	Dodge,	McNabb,	Voorhees,
Blacker,	Dunbar,	Potter,	Walthew,
Boynton,	Ford,	Powers,	Weiss,
Brant,	Gleason,	Richardson,	Wellman,
Case, O. N.,	Hankerd,	Shorts,	Wiggins,
Collins,	Harper,	Stark,	Williams,
Conrad,	Johnson,	Sutton,	Wright,

40

Mr. Ford appealed from the decision of the chair in that he deemed that a two-thirds vote of the members present was requisite to the discharge of the committee of the whole from the further consideration of the bill.

The Speaker stated that a similar appeal had been decided at the morning session of the House.

The Speaker announced the question to be, shall the decision of the chair stand as the judgment of the House.

The vote being taken *viva voce*,

The decision of the chair was ordered to stand as the judgement of the House.

The question being on recommitting the bill to the select committee on apportionment,

The motion did not prevail by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. McKie,	Mr. Town,
Baker,	Dakin,	McNabb,	Ulrich,
Barry,	Dodge,	Potter,	Voorhees,
Bentley,	Dunbar,	Powers,	Walthew,
Blacker,	Gleason,	Richardson,	Waltz,
Boynton,	Hampton,	Shorts,	Wellman,
Case, O. N.,	Hankerd,	Stark,	Wiggins,
Collins,	Harper,	Swift,	Wright,
Conrad,	Johnson,		

34

## NAYS.

Mr. Bardwell,	Mr. Dickson,	Mr. Jones,	Mr. O'Keefe,
Bates,	Diekema,	Kelley,	Oviatt,
Beecher,	Divine,	Kirkpatrick,	Parkhurst,
Beekman,	Egan,	Makelim,	Post,
Brown,	Eldred,	Malcolm,	Rumsey,
Campbell,	Estee,	Manwaring,	Sellers,
Cannon,	Ford,	Markey,	Snyder,
Case, A. T.,	Gardner,	Mason,	Staples,
Case, J. A.,	Gibbs,	McClelend,	Watson,
Chapman,	Hayes,	McCormick,	Webber,
Coomer,	Holman,	McGregor,	Weiss,
Cross,	Houk,	North,	Wood,
Crozer,	Howell,	Northwood,	Woodruff,
Davis,			

53

The question being on placing the bill on the order of third reading, and that it be printed,

The motion prevailed.

Mr. Adams moved that the House adjourn.

Mr. McNabb demanded the yeas and nays.

The demand was seconded, and the motion to adjourn did not prevail, by yeas and nays as follows:

## YEAS.

Mr. Bardwell,	Mr. Collins,	Mr. Hampton,	Mr. North,
Bates,	Crozer,	Jones,	Shorts,
Beecher,	Davis,	Kirkpatrick,	Sutton,
Beekman,	Dickson,	Makelim,	Ulrich,
Blacker,	Estee,	McCormick,	Walthew,
Case, A. T.,	Ford,	McKie,	Wellman,
Case, J. A.,	Gleason,	McNabb,	Wright,

28

## NAYS.

Mr. Adams,	Mr. Divine,	Mr. Johnson,	Mr. Sellers,
Baker,	Dunbar,	Long,	Snyder,
Barry,	Egan,	Malcolm,	Staples,
Boynton,	Eldred,	Manwaring,	Stark,
Brant,	Engleman,	McGregor,	Swift,
Brown,	Gardner,	Northwood,	Town,
Cannon,	Gibbs,	O'Keefe,	Watson,
Case, O. N.,	Hankerd,	Oviatt,	Webber,

Mr. Chapman,	Mr. Harper,	Mr. Parkhurst,	Mr. Weiss,
Conrad,	Hayes,	Post,	Wiggins,
Cross,	Holman,	Powers,	Williams,
Dakin,	Houk,	Richardson,	Wood,
Diekema,	Howell,	Rumsey,	Woodruff, 52

On motion of Mr. Markey,  
The House took up

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 312 (File No. 205), entitled

A bill to amend section 102 of chapter 188 of the compiled laws of 1871, being compiler's section 5969, relative to the competency of witnesses, and examinations of parties in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

**DANIEL P. MARKEY, Chairman.**

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate joint resolution No. 10, entitled

Joint resolution for the payment of expenses incurred in examinations of charges against Nelson DeLong, mayor of the city of Muskegon,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

**DANIEL P. MARKEY, Chairman.**

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 287 (File No. 203), entitled

A bill to amend section 45 of chapter 150, being section 4247 of the compiled laws of 1871, as amended by act No. 16 of the session laws of 1877, being section 5705 of the general statutes of the State of Michigan, compiled and annotated by Andrew Howell, entitled "An act relative to alienation by deed, and the proof and recording of conveyances and the canceling of mortgages,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

**DANIEL P. MARKEY, Chairman.**

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred  
Senate bill No. 178 (File No. 165), entitled

A bill to amend act No. 192 of the public acts for the year 1879, being section 9315 of Howell's Annotated Statutes, relative to the punishment of libel and slander, and to add one new section thereto to stand as section 2,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred  
Senate bill No. 32 (File No. 241), entitled

A bill to establish an advisory board in the matter of pardons,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Markey,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred  
House bill No. 357, entitled

A bill to amend section 1, of chapter 7, of an act entitled "An act granting and defining the powers and duties of incorporated villages," approved April 1, 1875, as subsequently amended,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Sellers,

The bill was laid on the table.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred  
House joint resolution No. 36, entitled

A joint resolution for the relief of Sebina Bates,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Sellers,

The joint resolution was laid on the table.

By the committee on insurance:

The committee on insurance, to whom was referred

House bill No. 683, entitled

A bill to amend an act entitled "An act relative to the organization and powers of fire and marine insurance companies transacting business within this State," approved April 3, 1869, and the acts amendatory thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN S. CROSS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 332 (File No. 226), entitled

A bill to regulate freight tariffs, and to provide for a uniform classification of freights and maximum freight rates, and to prevent unjust discrimination in charges of tolls or compensation for the transportation of freights upon the railroads in this State,

Respectfully report the said bill back to the House in accordance with instructions.

A. C. DAVIS, *Chairman.*

Report accepted.

The bill was ordered transmitted to the Senate in accordance with the request of yesterday.

On motion of Mr. Ulrich,

The House adjourned.

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*Lansing, Friday, June 12, 1885.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Rev. Mr. Jameson.

Roll called: quorum present.

Absent without leave: Messrs. Coleman, Voorhees, and Wiggins.

Mr. McCormick moved that leave of absence be granted to Mr. Wiggins for the day.

Mr. Hampton demanded the yeas and nays.

The demand was seconded, and the motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Adams,  
Baker,

Mr. Cross,  
Crozer,

Mr. Kelly,  
Kirkpatrick,

Mr. Post,  
Ramsey,

Mr. Bardwell,	Mr. Dakin,	Mr. Makelim,	Mr. Shorts,
Barry,	Davis,	Malcolm,	Staples,
Bates,	Dodge,	Manwaring,	Swift,
Beecher,	Egan,	Markey,	Town,
Peckman,	Eldred,	Mason,	Walthew,
Bentley,	Engleman,	McClelend,	Waltz,
Brandon,	Eatee,	McCormick,	Watson,
Campbell,	Gardner,	McGregor,	Webber,
Cannon,	Gibbs,	McKie,	Williams,
Case, A. T.,	Hayes,	North,	Wood,
Collins,	Houk,	O'Keefe,	Woodruff,
Conrad,	Howell,	Oviatt,	Speaker,
Coomer,	Jones,	Parkhurst,	

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## NAYS.

Mr. Chapman,	Mr. Hammond,	Mr. Long,	Mr. Sutton,
Dickson,	Hampton,	Powers,	Weiss,
Dunbar,	Harper,	Richardson,	Wellman,

12

On motion of Mr. Stark,

Leave of absence was granted to all absentees for the morning session.

## PRESENTATION OF PETITIONS.

No. 989. By Mr. Bates: Petition of J. M. Eaton, Charles Young, Prentiss Navins & Co., and others, of Otsego, asking for the passage of the Shoemaker freight bill;

Referred to the committee on railroads.

## REPORTS OF STANDING COMMITTEES.

By the committee on roads and bridges:

The committee on roads and bridges to whom was referred

Senate bill No. 398, entitled

A bill to extend the time limited in act No. 69, of the session laws of 1883, for laying out a State road in Leelanaw county, and to authorize the commissioner appointed under said act to expend money or labor contributed in laying out and opening said State road;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAMES W. McCORMICK, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

Senate bill No. 397, entitled

A bill to extend the time limited in act No. 68 of the session laws of 1883, for laying out a State road in Grand Traverse county; to authorize the commissioner appointed by virtue of said act to lay out a branch State road in said county, and to authorize said commissioner to expend money or labor contributed in laying out and opening said State road,

Respectfully report that they have had the same under consideration, and

have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAMES W. MCCORMICK, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on religious and benevolent societies :

The committee on religious and benevolent societies, to whom was referred Senate bill No. 262 (File No. 262), entitled

A bill to promote morality and prevent crime,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH DIVINE, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on ways and means :

The committee on ways and means, to whom was referred

Senate joint resolution No. 28 (File No. 22), entitled

Joint resolution to provide for placing a statue of Gen. Lewis Cass in the Representative gallery of illustrious Americans at the National Capitol,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman*.

Report accepted and committee discharged.

Mr. Rumsey moved that the joint resolution be referred to the committee of the whole, and placed on the general order.

Pending which,

Mr. Lincoln moved that the joint resolution be laid on the table ;

Which motion did not prevail.

The motion that the joint resolution be referred to the committee of the whole, and placed on the general order, then prevailed.

By the committee on private corporations :

The committee on private corporations, to whom was referred

Senate bill No. 124 (File No. 63), entitled

A bill to revise the laws providing for the incorporation of all manufacturing companies, except such as are contemplated by act No. 42 of the Session Laws of 1867, and to fix the duties and liabilities of such corporations,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. J. WEBBER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.



By the committee on private corporations:

The committee on private corporations, to whom was referred

Senate bill No. 333 (File No. 231), entitled

A bill to compel foreign corporations and joint stock companies organized for the purpose of smelting, refining, or reducing iron, lead, copper, or other ores and minerals, doing business in the State of Michigan, to make annual reports to the Auditor General,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. J. WEBBER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on private corporations:

The committee on private corporations, to whom was referred

Substitute for House bill No. 663, entitled

A bill to authorize the organization of building associations, and providing the methods of operating such associations within the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

A. J. WEBBER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Dickson,

The bill was laid on the table.

By the committee on private corporations:

The committee on private corporations, to whom was referred

Senate bill No. 3 (File No. 5), entitled

A bill for the formation of corporations for the cultivation of art,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. J. WEBBER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor the following:

House bill No. 473, entitled

A bill to authorize the village of Bancroft, in the county of Shiawassee to raise money to make public improvements in said village, to issue bonds therefor, and to provide for the levy of taxes therein to pay the same.

R. J. DICKSON, *Chairman.*

Report accepted.

## MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
Lansing, June 12, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[House bill No. 473, manuscript, being]

An act to authorize the village of Bancroft, in the county of Shiawassee to raise money to make public improvements in said village, to issue bonds therefor and to provide for the levy of taxes therein to pay the same.

R. A. ALGER, Governor.

The message was laid on the table.

## MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, June 11, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 272 (File No. 414), entitled

A bill to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto;

And to inform the House that the Senate has amended the same, as will appear by an amended copy of Senate File No. 254 (herewith transmitted), to such an extent that the Senate ordered the reprint, and adopted the reprint as Senate substitute for the bill, being

Senate reprint of House bill No. 272 (File 414), (with Senate amendments), entitled

A bill to provide for the construction and maintainance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto;

In the passage of which, as thus substituted the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

Mr. Diekema moved to suspend the rule requiring amendments made to bills by the Senate to be laid over one day for the remainder of the session;

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on concurring in the amendment made by the Senate to the bill,

The House non-concurred, a majority of all the members elect not voting therefor, by yeas and nays as follows:

YEAS.

0

NAYS.

Mr. Adams,  
Baker,

Mr. Crozer,  
Dakin,

Mr. Howell,  
Johnson,

Mr. Potter,  
Powers,

Mr. Bardwell,	Mr. Davis,	Mr. Jones,	Mr. Richardson,
Barry,	Dickson,	Kelly,	Rumsey,
Bates,	Diekema,	Kirkpatrick,	Shorts,
Beecher,	Divine,	Lincoln,	Snyder,
Beekman,	Dunbar,	Long,	Staples,
Bentley,	Egan,	Malcolm,	Stark,
Blacker,	Eldred,	Manwaring,	Swift,
Boynton,	Engleman,	Markey,	Town,
Campbell,	Estee,	Mason,	Ulrich,
Cannon,	Ford,	McClelland,	Voorhees,
Carlton,	Gardner,	McCormick,	Waltz,
Case, A. T.,	Gibbs,	McGregor,	Webber,
Case, J. A.,	Gleason,	McKie,	Weiss,
Case, O. N.,	Hammond,	McNabb,	Wellman,
Chapman,	Hampton,	North,	Williams,
Collins,	Hankerd,	Northwood,	Wilson,
Conrad,	Harper,	Oviatt,	Wood,
Coomer,	Hayes,	Parkhurst,	Woodruff,
Cossitt,	Holman,	Post,	Wright,
Cross,	Houk,		

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The Speaker also announced the following :

SENATE CHAMBER,  
Lansing, June 11, 1885. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed to return to the House the following bill :

House bill No. 408 (File No. 368), entitled

A bill to amend sections 30 and 52 of chapter 78 of the compiled laws of 1871, being compiler's sections 2590 and 2612 of said compilation, and being sections 3625 and 3647 of Howell's Annotated Statutes, relative to plank roads ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,  
Lansing, June 11, 1885. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed by the Senate to transmit the following joint resolution :

Senate joint resolution No. 30 (File No. 23), entitled

Joint resolution to refund to John Macfie certain money paid by him for timber on land claimed by the State, and afterwards patented to him under act No. 275 of the session laws of 1881 ;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The joint resolution was read a first and second time by its title, and referred to the committee on ways and means.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 11, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 228 (File No. 378), entitled

A bill to facilitate the giving bonds required by law;

And to inform the House that the Senate has amended the same as follows:

1. By striking out of line 2, section 2, the words "or in Ontario or Quebec, in the Dominion of Canada;"

2. By striking out of line 4, section 2, the words "two hundred and fifty," and inserting the words "one hundred;"

3. By inserting the word "fiscal" before the word "year" in line 9 of section 2, and inserting after the word "statement," in the same line, the words "together with a full statement of the assets and liabilities of said corporation;"

4. By striking out all of section 2 after the word "deposited," in line 15.

5. By striking out of line 2, section 10, the word "February," and inserting the word "March;"

6. By striking out of lines three and four, section 10, the words "amount of security deposited by such corporation," and inserting "assets and liabilities of each of said corporations;"

7. By striking out manuscript section 12;

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Dodge,

The House concurred, a majority of all the members elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Adams,	Mr. Diekema,	Mr. Kirkpatrick,	Mr. Ramsey,
Bardwell,	Divine,	Lincoln,	Shorts,
Bates,	Dodge,	Long,	Snyder,
Beecher,	Dunbar,	Makelim,	Staples,
Beekman,	Eldred,	Malcolm,	Stark,
Blacker,	Engleman,	Markey,	Sutton,
Boynton,	Estee,	Mason,	Swift,
Carlton,	Ford,	McClelend,	Town,
Case, J. A.,	Gardner,	McCormick,	Ulrich,
Case, O. N.,	Gleason,	McKie,	Webber,
Chapman,	Hammond,	McNabb,	Weiss,
Collins,	Hampton,	North,	Wellman,
Conrad,	Harper,	O'Keefe,	Wilson,
Coomer,	Houk,	Oviatt,	Wood,
Cossitt,	Johnson,	Parkhurst,	Woodruff,

Mr. Cross, Dickson,	Mr. Jones, Kelly,	Mr. Potter, Powers,	Mr. Wright, Speaker,	68
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## NAYS.

Mr. Dakin,	Mr. Egan,	2
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The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 11, 1885. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed to return to the House the following bill:

House bill No. 266 (File No. 208), entitled

A bill to provide for enclosing, filling, or fencing of any shaft, pit-hole, or trench, on any unenclosed or unoccupied lands within this State;

And to inform the House that the Senate has amended the same by inserting in line 3, section 11, after the word "more," the words "for the purpose of exploring for minerals or making other discoveries;"

In the passage of which, as thus amended, the the Senate has concurred a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Davis,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Baker,	Mr. Cossitt,	Mr. Hayes,	Mr. Post,
Bardwell,	Cross,	Holman,	Potter,
Barry,	Crozer,	Houk,	Powers,
Bates,	Davis,	Howell,	Rumsey,
Beecher,	Dickson,	Jones,	Sellers,
Beekman,	Diekema,	Kelly,	Shorts,
Bentley,	Divine,	Kirkpatrick,	Snyder,
Blacker,	Dunbar,	Lincoln,	Staples,
Boynton,	Eldred,	Makelim,	Stark,
Cannon,	Engleman,	Malcolm,	Town,
Carlton,	Estee,	Manwaring,	Ulrich,
Case, A. T.,	Ford,	McClelend,	Waltz,
Case, J. A.,	Gardner,	McKie,	Watson,
Case, O. N.,	Gibbs,	McNabb,	Webber,
Collins,	Hammond,	O'Keefe,	Woodruff,
Conrad,	Hankerd,	Oviatt,	Speaker,
Coomer,	Harper,		

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## NAYS.

Mr. Dakin,	Mr. Weiss,	Mr. Wright,	3
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The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, June 11, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 492 (File No. 383), entitled

A bill to amend sections 4 and 7 of chapter 3, section 5 of chapter 11, and to repeal section 14 of chapter 12 of act No. 10 of the session laws of 1882, being an act to amend sections 4, 5, and 8 of chapter 2, sections 4 and 7 of chapter 3, section 3 of chapter 4, and sections 5 and 13 of chapter 11, and to add a new section to chapter 12 to stand as section 14 of act No. 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, and improvement, and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State," approved June 8, 1881;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, June 11, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to re-return to the House the following bill:

House bill No. 574 (File No. 284), entitled

A bill to amend an act to incorporate the city of Owosso, approved February 15, 1859, and acts amendatory thereof, and to repeal sections 29, 196, and 197 of said act;

And to inform the House that the Senate has amended the same as follows:

1. Strike out of line 5, section 1, the word "thirteen;"
2. Strike out section 13;
3. Strike out of lines 2 and 3, section 32, the words "otherwise he may vote in the ward from which he removed: *Provided*, He shall have resided in such ward ten days prior to such removal;"
4. Amend the House manuscript amendment to section 57 by inserting after the words "all persons" in the second line the words "who are not actual residents of said city;"

In the passage of which as thus amended the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Cossitt,

The House concurred, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Cross,	Mr. Houk,	Mr. Post,
Baker,	Crozer,	Howell,	Powers,
Bardwell,	Dakin,	Johnson,	Richardson,
Barry,	Davis,	Kelly,	Rumsey,
Bates,	Dickson,	Kirkpatrick,	Staples,
Beecher,	Diekema,	Lincoln,	Stark,
Beekman,	Divine,	Long,	Swift,
Blacker,	Dodge,	Makelim,	Town,
Boynnton,	Dunbar,	Malcolm,	Ulrich,
Brant,	Egan,	Manwaring,	Waltz,
Cannon,	Eldred,	Markey,	Watson,
Carlton,	Ford,	Mason,	Weiss,
Case, A. T.,	Gardner,	McClelland,	Wellman,
Case, J. A.,	Gibbs,	McCormick,	Wilson,
Chapman,	Hammond,	McKie,	Wood,
Collins,	Hankerd,	McNabb,	Woodruff,
Conrad,	Harper,	Oviatt,	Wright,
Coomer,	Hayes,	Parkhurst,	Speaker,
Cossitt,	Holman,		

74

## NAYS.

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The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }  
Lansing June 11, 1885. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed to return to the House the following bill :

House bill No. 198 (File No. 419), entitled

A bill to amend sections 7, 25, and 84 of an act entitled "An act for the reorganization of the military forces of the State of Michigan," approved January 18, 1862, being sections 874, 892, and 901 of Howell's Annotated Statutes ;

And to inform the House that the Senate has amended the same as follows :

1. By striking out of lines 1 and 2, of the enacting section, the words "and thirty-four," and inserting the word "and" before the words "twenty-five" in line 1 ; also, by striking out of line 4 the words "and nine hundred and one," and inserting the word "and" before the word "eight" in the same line ;

2. By striking out section 34 ;

And to inform the House that the Senate has amended the title so as to read as follows :

A bill to amend sections 7 and 25, of an act entitled "An act for the reorganization of the military forces of the State of Michigan," approved January 18, 1862, being sections 874 and 892, of Howell's Annotated Statutes ;

In the passage of which as thus amended, and with the title so amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate*

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Woodruff,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Divine,	Mr. Lincoln,	Mr. Sellers,
Bardwell,	Dunbar,	Long,	Shorts,
Bates,	Egan,	Makelim,	Snyder,
Beecher,	Eldred,	Malcolm,	Staples,
Carlton,	Engleman,	McOormick,	Swift,
Case, J. A.,	Estee,	McNabb,	Town,
Conrad,	Gardner,	O'Keefe,	Watson,
Cossitt,	Gibbs,	Oviatt,	Webber,
Cross,	Gleason,	Parkhurst,	Weiss,
Crozer,	Hankerd,	Post,	Williams,
Dakin,	Hayes,	Potter,	Wood,
Davis,	Howell,	Richardson,	Woodruff,
Dickson,	Johnson,	Rumsey,	Speaker,
Diekema,	Kirkpatrick,		

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## NAYS.

0

The question being on concurring in the amendment made by the Senate to the title,

The title as amended was then agreed to.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 11, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 226 (File No. 237), entitled

A bill to amend sections 13, 15, and 17 of article 4 of act No. 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad, and other corporations owning or operating any railroad in this State, and the several acts amendatory thereof," and to add one new section to said article 4, to stand as section 22;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was read a first and second time by its title and referred to the committee on railroads.

Mr. Blacker, by unanimous consent, offered the following: }

*Resolved*, (The Senate concurring), That the two Houses will meet in joint convention at ten minutes past two this afternoon for the purpose of receiving Hon. Thomas W. Palmer, United States Senator, and that the Governor and State officers be invited to attend the joint convention.



On motion of Mr. Blacker,

The rules were suspended, two-thirds of all the members present voting therefor, and the resolution was adopted.

Mr. Howell, by unanimous consent, moved to take from the table,

House bill No. 446, entitled

A bill to provide for the purchase of grass farming land for the use and benefit of the Michigan Asylum for the Insane, and to make an appropriation for the payment of the same;

Which motion prevailed.

On motion of Mr. Howell,

The bill was referred to the committee on eastern asylum for the insane.

Mr. Dodge, by unanimous consent, moved to take from the table

Senate bill No. 93 (File No. 66), entitled

A bill to amend sections 2, 3 (as amended by act No. 22, of the session laws of 1883), and 5, of act No. 127, of the session laws of 1879, entitled "An act to provide for inspection of illuminating oils manufactured from petroleum or coal oils, and to repeal act No. 181, of the session laws of 1875, approved May 1, 1875, and act No. 196, of the session laws of 1877, approved May 22, 1877," being sections 1538, 1539, and 1541, of Howell's Annotated Statutes of Michigan;

On which motion,

Mr. Dodge demanded the yeas and nays.

The demand was seconded, and the motion prevailed, by yeas and nays, as follows:

#### YEAS.

Mr. Barry,	Mr. Dodge,	Mr. Long,	Mr. Sutton,
Bentley,	Dunbar,	Mason,	Town,
Blacker,	Egan,	McClelend,	Ulrich,
Brant,	Engleman,	McNabb,	Waltz,
Campbell,	Ford,	O'Keefe,	Watson,
Carlton,	Gleason,	Post,	Weiss,
Case, O. N.,	Hammond,	Potter,	Wellman,
Collins,	Hampton,	Powers,	Williams,
Conrad,	Hankerd,	Richardson,	Wilson,
Cossitt,	Holman,	Rumsey,	Wood,
Dakin,	Johnson,	Shorts,	Wright,
Davis,	Lincoln,	Stark,	

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#### NAYS.

Mr. Adams,	Mr. Case, J. A.,	Mr. Gibbs,	Mr. Markey,
Baker,	Chapman,	Harper,	McCormick,
Bardwell,	Cross,	Hayes,	McKie,
Bates,	Crozer,	Howell,	Oviatt,
Beecher,	Dickson,	Jones,	Parkhurst,
Beekman,	Diekema,	Kelly,	Snyder,
Brandon,	Divine,	Kirkpatrick,	Staples,
Brown,	Eldred,	Malcolm,	Swift,
Cannon,	Estee,	Manwaring,	Woodruff,
Case, A. T.,	Gardner,		

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Mr. Brant moved that the bill be put on its immediate passage.;

Mr. Holman demanded the previous question.

The demand was seconded.

The question being shall the main question be now put,

The same was ordered.

The motion to put the bill on its immediate passage then prevailed.

The bill was then read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barry,	Mr. Dakin,	Mr. Kirkpatrick,	Mr. Richardson,
Bentley,	Dodge,	Lincoln,	Rumsey,
Boynnton,	Dunbar,	Long,	Sellers,
Brant,	Egan,	Makelim,	Stark,
Campbell,	Eldred,	Mason,	Sutton,
Carlton,	Engleman,	McClelend,	Ulrich,
Case, J. A.,	Gleason,	McGregor,	Voorhees,
Case, O. N.,	Hammond,	McNabb,	Waltz,
Collins,	Hampton,	O'Keefe,	Weiss,
Conrad,	Hankerd,	Post,	Williams,
Coomer,	Harper,	Potter,	Wilson,
Cossitt,	Johnson,	Powers,	Wright,
Crozer,			

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## NAYS.

Mr. Adams,	Mr. Chapman,	Mr. Jones,	Mr. Snyder,
Baker,	Cross,	Kelly,	Staples,
Bardwell,	Dickson,	Malcolm,	Swift,
Bates,	Diekema,	Manwaring,	Town,
Beecher,	Divine,	Markey,	Watson,
Beekman,	Estee,	McCormick,	Webber,
Blacker,	Gardner,	McKie,	Wellman,
Brandon,	Gibbs,	Northwood,	Wiggins,
Brown,	Hayes,	Oviatt,	Wood,
Cannon,	Holman,	Parkhurst,	Woodruff,
Case, A. T.,	Howell,	Shorts,	

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Mr. Blacker moved to reconsider the vote by which the House refused to pass the bill;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Blacker,

The bill was laid on the table.

## THIRD READING OF BILLS.

Mr. Estee moved that the House take up, and put on its immediate passage, House bill No. 387, entitled

A bill to apportion anew the Representatives among the several counties and districts of this State;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Wright moved to amend the bill by striking out in line 11, section 1, the figure "2" and inserting the figure "3" after the word "Bay;" also, by striking out in line 24, section 1, the figure "2" and inserting the figure "1" after the word "Marquette."

On agreeing to which,

Mr. Ford demanded the yeas and nays.

The demand was seconded, and the amendment was not agreed to, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Dakin,	Mr. McKie,	Mr. Voorhees,
Barry,	Dodge,	McNabb,	Walthew,
Bentley,	Engleman,	Potter,	Waltz,
Blacker,	Ford,	Powers,	Weiss,
Boynnton,	Gleason,	Richardson,	Wellman,
Brant,	Hammond,	Shorts,	Wiggins,
Carlton,	Hankerd,	Stark,	Williams,
Case, O. N.,	Harper,	Sutton,	Wilson,
Collins,	Johnson,	Town,	Wright,
Conrad,	Lincoln,	Ulrich,	Speaker,
Cossitt,	Long,		

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## NAYS.

Mr. Bardwell,	Mr. Davis,	Mr. Jones,	Mr. O'Keefe,
Bates,	Dickson,	Kelly,	Oviatt,
Beecher,	Diekema,	Kirkpatrick,	Parkhurst,
Beekman,	Divine,	Makelim,	Post,
Brandon,	Egan,	Malcolm,	Rumsey,
Brown,	Eldred,	Manwaring,	Sellers,
Campbell,	Estee,	Markey,	Snyder,
Case, A. T.,	Gardner,	Mason,	Staples,
Case, J. A.,	Gibbs,	McClelend,	Watson,
Chapman,	Hayes,	McCormick,	Webber,
Coomer,	Holman,	McGregor,	Wood,
Cross,	Houk,	North,	Woodruff,
Crozer,	Howell,	Northwood,	

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Mr. Ford offered the following substitute for the bill:

A BILL to apportion anew the Representatives among the several counties and districts of this State.

SECTION 1. *The People of the State of Michigan enact*, That the House of Representatives shall hereafter be composed of one hundred members, elected agreeably to a ratio of one representative to every eighteen thousand five hundred and sixty persons, including civilized persons of Indian descent, not members of any tribe, in each organized county, and one representative to each county having a fraction more than a moiety of said ratio, and not included therein, until the one hundred Representatives are assigned; that is to say within the county of—

Wayne .....	10
Kent.....	4
Saginaw.....	4
Lenawee.....	3
Bay .....	3
Allegan.....	2
Berrien .....	2
Calhoun .....	2

Eaton .....	2
Genesee .....	2
Hillsdale .....	2
Ingham .....	2
Ionia .....	2
Jackson .....	2
Kalamazoo .....	2
Lapeer .....	2
Macomb .....	2
Marquette .....	1
Monroe .....	2
Montcalm .....	2
Muskegon .....	2
Oakland .....	2
Ottawa .....	2
Sanilac .....	2
St. Clair .....	2
Shiawassee .....	2
Tuscola .....	2
Van Buren .....	2
Washtenaw .....	2
Branch .....	1
Barry .....	1
Cass .....	1
Clinton .....	1
Gratiot .....	1
Huron .....	1
Houghton .....	1
Isabella .....	1
Livingston .....	1
Manistee .....	1
Mason .....	1
Mecosta .....	1
Menominee .....	1
Newaygo .....	1
Oceana .....	1
St. Joseph .....	1

The counties of Midland, Gladwin and Clare shall constitute a representative district, and be entitled to one representative, and the election returns of said district shall be made to the county of Midland.

The counties of Wexford and Lake shall constitute a representative district, and be entitled to one representative, and the election returns of said district shall be made to the county of Wexford.

The county of Osceola shall constitute a representative district, and be entitled to one representative.

The counties of Leelenaw and Benzie shall constitute a representative district, and be entitled to one representative, and the election returns of said district shall be made to the county of Leelanaw.

The counties of Ogemaw, Roscommon, Oscoda, Crawford, and Otsego shall constitute a representative district, and be entitled to one representative, and the election returns of said district shall be made to the county of Ogemaw.

The counties of Arenac, Iosco and Alcona shall constitute a representative district, and be entitled to one representative, and the election returns of said district shall be made to the county of Iosco.

The counties of Alpena, Presque Isle, and Montmorency shall constitute a representative district, and be entitled to one representative, and the election returns of said district shall be made to the county of Alpena.

The counties of Cheboygan and Emmet shall constitute a representative district, and be entitled to one representative, and the election returns of said district shall be made to the county of Cheboygan.

The counties of Grand Traverse, Kalkaska, and Missaukee shall constitute a representative district, and be entitled to one representative, and the election returns of said district shall be made to the county of Grand Traverse.

The counties of Charlevoix, Antrim and Manitou shall constitute a representative district, and be entitled to one representative, and the election returns of said district shall be made to the county of Charlevoix.

The counties of Chippewa, Alger, Mackinac and Schoolcraft shall constitute a representative district, and be entitled to one representative, and the election returns of said district shall be made to the county of Chippewa.

The counties of Delta and Iron shall constitute a representative district, and be entitled to one representative, and the election returns of said district shall be made to the county of Delta.

The counties of Ontonagon, Baraga, Keweenaw and Isle Royal shall constitute a representative district, and be entitled to one representative, and the election returns of said district shall be made to the county of Ontonagon.

On agreeing to which

Mr. Ford demanded the yeas and nays.

The demand was seconded, and the substitute was not agreed to, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Dakin,	Mr. Lincoln,	Mr. Town,
Baker,	Dodge,	Long,	Ulrich,
Barry,	Dunbar,	McKie,	Voorhees,
Bentley,	Engleman,	McNabb,	Walthew,
Blacker,	Ford,	Potter,	Waltz,
Boynton,	Gleason,	Powers,	Weiss,
Brant,	Hammond,	Richardson,	Wellman,
Carlton,	Hampton,	Shorts,	Wiggins,
Case, O. N.,	Hankerd,	Stark,	Williams,
Collins,	Harper,	Sutton,	Wilson,
Conrad,	Holman,	Swift,	Wright,
Cossitt,	Johnson,		

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#### NAYS.

Mr. Bardwell,	Mr. Davis,	Mr. Kelly,	Mr. Oviatt,
Bates,	Dickson,	Kirkpatrick,	Parkhurst,
Beecher,	Diekema,	Makelim,	Post,
Beekman,	Divine,	Malcolm,	Rumsey,
Brandon,	Egan,	Manwaring,	Sellers,
Brown,	Eldred,	Markey,	Snyder,
Campbell,	Estee,	Mason,	Staples,
Case, A. T.,	Gardner,	McClelend,	Watson,
Case, J. A.,	Gibbs,	McCormick,	Webber,

Mr. Chapman,	Mr. Hayes,	Mr. McGregor,	Mr. Wood,
Coomer,	Houk,	North,	Woodruff,
Cross,	Howell,	Northwood,	Speaker,
Crozer,	Jones,	O'Keefe,	51

The question being on the passage of the bill,

Mr. Campbell moved to amend the bill by striking out at the end of line 36, section 1, the figure "1," and inserting the figure "2" in lieu thereof; also, by striking out at the end of line 24, the figure "2" and inserting the figure "1" in lieu thereof; the said amendment to give the county of Branch two representatives, and the county of Marquette one representative.

Mr. Blacker demanded the yeas and nays.

The demand was seconded, and the amendment was not agreed to by yeas and nays as follows:

#### YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. Johnson,	Mr. Swift,
Baker,	Dodge,	Lincoln,	Voorhees,
Barry,	Engleman,	McKie,	Walthew,
Bentley,	Ford,	McNabb,	Waltz,
Blacker,	Gardner,	Oviatt,	Weiss,
Campbell,	Gleason,	Potter,	Wellman,
Carlton,	Hammond,	Powers,	Wiggins,
Case, O. N.,	Hampton,	Shorts,	Williams,
Collins,	Hankerd,	Stark,	Wilson,
Conrad,	Harper,	Sutton,	39

#### NAYS.

Mr. Bardwell,	Mr. Davis,	Mr. Kirkpatrick,	Mr. Parkhurst,
Bates,	Dickson,	Long,	Post,
Beecher,	Diekema,	Makelim,	Rumsey,
Beekman,	Divine,	Malcolm,	Sellers,
Boynnton,	Egan,	Manwaring,	Snyder,
Brandon,	Eldred,	Markey,	Staples,
Brown,	Estee,	Mason,	Ulrich,
Case, A. T.,	Gibbs,	McClelland,	Watson,
Case, J. A.,	Hayes,	McCormick,	Webber,
Chapman,	Houk,	McGregor,	Wood,
Coomer,	Howell,	North,	Woodruff,
Cross,	Jones,	Northwood,	Speaker,
Crozer,	Kelly,	O'Keefe,	51

Mr. Campbell moved to further amend the bill so as to give to the county of Branch two representatives, and one representative to the county of Shiawassee;

Which motion did not prevail.

Mr. Cannon moved to amend the bill so as to give the counties of Mason and Lake one representative, Wexford and Missaukee counties one representative, and Osceola county one representative.

Mr. Bates demanded the previous question.

The demand was seconded.

Messrs. Wright, Northwood, Wellman, and Hampton objected to the previous question at this stage, as they wished to offer amendments to the bill.

The Speaker announced that all amendments sent to the clerk's desk would

be considered in their order, under the operation of the previous question, if ordered.

The question being shall the main question now be put,  
The same was ordered.

The question being first taken on the amendment offered by Mr. Cannon,  
The same was not agreed to.

The question being then taken on an amendment offered  
By Mr. Wright, as follows:

Amend the bill so as to give to Bay county three representatives, and to Tuscola county one representative;

The amendment was not agreed to.

The question then being taken on an amendment offered  
By Wright, as follows:

Amend the bill so as to give to Bay county three representatives, and to Lenawée county one representative;

The amendment was not agreed to.

The question then being taken on an amendment offered

By Mr. Wellman, as follows:

Amend the bill so as to give to St. Clair county three representatives, and to Marquette county one representative;

The amendment was not agreed to.

The question being then taken on an amendment offered

By Mr. Northwood, as follows:

Amend the bill so as to give to Saginaw county five representatives and to Marquette county one representative;

The amendment was not agreed to.

The question then being taken on an amendment offered

By Mr. Hampton, as follows:

Amend the bill so as to give to Hillsdale county one representative, to Marquette county one representative, to Branch county two representatives, to Osceola county one representative, to the counties of Missaukee, Otsego, Ogemaw, Roscommon, Oscoda, and Crawford counties one representative; to the counties of Alpena, Presque Isle, and Montmorency one representative, and to the counties of Cheboygan and Emmet, one representative.

The amendment was not agreed to.

The question then being taken on an amendment offered

By Mr. Hampton as follows:

Amend the bill by striking out the word Otsego, in line 68, and substituting therefor the words Presque Isle; also by striking out the words Presque Isle, in line 71.

The amendment was not agreed to.

The question again being on the passage of the bill,

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Bardwell,  
Bates,  
Beecher,  
Beekman,  
Brandon,  
Brown,

Mr. Crozer,  
Davis,  
Dickson,  
Diekema,  
Divine,  
Egan,

Mr. Kelly,  
Kirkpatrick,  
Makelim,  
Malcolm,  
Manwaring,  
Markey,

Mr. Oviatt,  
Parkhurst,  
Post,  
Rumsey,  
Sellers,  
Snyder,

Mr. Campbell,	Mr. Eldred,	Mr. Mason,	Mr. Staples,
Cannon,	Estee,	McClelland,	Watson,
Case, A. T.,	Gibbs,	McCormick,	Webber,
Case, J. A.,	Hayes,	McGregor,	Wood,
Chapman,	Houk,	North,	Woodruff,
Coomer,	Howell,	Northwood,	Speaker,
Cross,	Jones,	O'Keefe,	

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## NAYS.

Mr. Adams,	Mr. Cossitt,	Mr. Long,	Mr. Ulrich,
Baker,	Dakin,	McKie,	Voorhees,
Barry,	Dodge,	McNabb,	Walthew,
Bentley,	Engleman,	Potter,	Waltz,
Blacker,	Ford,	Powers,	Weiss,
Boynton,	Hammond,	Richardson,	Wellman,
Brant,	Hampton,	Shorts,	Wiggins,
Carlton,	Hankerd,	Stark,	Williams,
Case, O. N.,	Harper,	Sutton,	Wilson,
Collins,	Johnson,	Swift,	Wright,
Conrad,	Lincoln,	Town,	

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Title agreed to.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER, }  
Lansing, June 12, 1885. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed to return to the House the following concurrent resolution :

*Resolved* (the Senate concurring), That the two Houses will meet in joint convention at ten minutes past two this afternoon, for the purpose of receiving Hon. Thomas N. Palmer, United States Senator, and that the Governor and State officers be invited to attend the joint convention ;

In the adoption of which the Senate has concurred.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The message was laid on the table.

Mr. Blacker, by unanimous consent, moved to take from the table

House bill No. 113 (File No. 348), entitled

A bill to regulate the manner in which insurance companies not organized under the laws of this State, but doing business within it, shall transact their business ;

Which motion prevailed.

The question being on the passage of the bill,

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. Long,	Mr. Swift,
Barry,	Engleman,	McKie,	Town,
Bentley,	Ford,	Parkhurst,	Ulrich,
Blacker,	Gardner,	Potter,	Voorhees,
Boynton,	Gibbs,	Powers,	Webber,
Brant,	Hammond,	Richardson,	Williams,



Mr. Campbell, Carlton, Conrad,	Mr. Hankerd, Howell, Johnson,	Mr. Shorts, Stark, Sutton,	Mr. Wilson, Wood,	35
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## NAYS.

Mr. Bardwell, Bates, Beecher, Beekman, Case, A. T., Chapman, Cross, Dickson,	Mr. Diekema, Divine, Egan, Eldred, Hampton, Harper, Jones,	Mr. Kirkpatrick, Makelim, Markey, Mason, McClelend, McCormick, North,	Mr. Northwood, Post, Rumsey, Snyder, Staples, Wellman, Speaker,	29
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Mr. Hampton moved to reconsider the vote by which the House refused to pass the bill;

Mr. Post moved to lay the motion reconsider on the table;

On which motion,

Mr. Hampton demanded the yeas and nays.

The demand was seconded, and the motion to lay the motion to reconsider on the table did not prevail by yeas and nays, as follows:

## YEAS.

Mr. Beecher, Beekman, Case, A. T., Diekema,	Mr. Egan, Eldred, Johnson,	Mr. Jones, Makelim, Markey,	Mr. Mason, Post, Speaker,	13
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## NAYS.

Mr. Adams, Baker, Bardwell, Barry, Bentley, Blacker, Boynton, Brant, Campbell, Carlton, Case, J. A.,	Mr. Case, O. N., Conrad, Cossitt, Dakin, Divine, Engleman, Ford, Hammond, Hampton, Hankerd, Howell,	Mr. Lincoln, McGregor, McKie, Powers, Rumsey, Sellers, Shorts, Staples, Stark, Sutton, Swift,	Mr. Town, Ulrich, Voorhees, Walthew, Waltz, Webber, Wellman, Williams, Wilson, Wood,	43
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The motion to reconsider then prevailed.

On motion of Mr. Hampton,

The bill was laid on the table.

On motion of Mr. Markey,

The House took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

On motion of Mr. Egan,

By a vote of two-thirds of all the members elect,

House bill No. 602 (File No. 238), entitled

A bill to amend sections 1, 3, 4, 5, 6, and 7 of act No. 156, of the session laws of 1883, being an act creating a bureau of labor and industrial statistics, and defining the powers and duties of the same,

Was ordered to take immediate effect.

By the committee on Michigan asylum for the insane:

The committee on Michigan asylum for the insane, to whom was referred House bill No. 446, entitled

A bill to provide for the purchase of grass or farming lands for the use and benefit of the Michigan Asylum for the Insane, and to make an appropriation for the payment for the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

G. HOWELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Rumsey,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then referred to the committee on ways and means.

By the committee of conference on House File No. 159:

The committee of conference, to whom was referred the difference existing between the two Houses, relative to

House bill No. 547 (File No. 159), entitled

A bill to provide for the protection of hotel keepers,

Respectfully report that they have had the same under consideration, and have agreed to recommend that the House concur in the amendments made to the bill by the Senate, and ask to be discharged from the further consideration of the subject.

JAY A. HUBBELL,

L. C. DAVIS,

*On the part of the Senate.*

FRANK L. DODGE,

S. F. SNYDER,

*On the part of the House.*

Report accepted and committee discharged.

The question being on the adoption of the report,

The same was adopted, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Crozer,	Mr. Lincoln,	Mr. Rumsey,
Baker,	Dickson,	Makelim,	Sellers,
Bardwell,	Diekema,	Manwaring,	Snyder,
Bates,	Divine,	Markey,	Staples,
Beecher,	Dodge,	Mason,	Stark,
Beekman,	Egan,	McKie,	Sutton,
Bentley,	Estee,	McNabb,	Swift,

Mr. Blacker,	Mr. Ford,	Mr. North,	Mr. Town,
Boynton,	Gardner,	Northwood,	Walthew,
Brandon,	Hammond,	O'Keefe,	Waltz,
Cannon,	Houk,	Oviatt,	Webber,
Case, A. T.,	Howell,	Parkhurst,	Wilson,
Case, J. A.,	Johnson,	Post,	Wood,
Conrad,	Jones,	Potter,	Woodruff,
Coomer,	Kelly,	Richardson,	Wright,
Cross,	Kirkpatrick,		

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NAYS.

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The bill was referred to the committee on engrossment and enrollment for enrollment.

Mr. Baker offered the following:

*Resolved*, That when the House adjourns to-day it stand adjourned until Monday evening next at 9 o'clock P. M.

Mr. Egan moved to amend the resolution by making the hour for meeting 9 o'clock A. M.;

Which motion prevailed.

On motion of Mr. Brant,

The resolution was laid on the table.

The Speaker announced that the hour fixed for the joint convention had arrived.

Mr. Ford moved that a committee of three be appointed to wait on the Senate, and inform that body that the House was ready to receive them in joint convention.

The Speaker announced as such committee, Messrs. Ford, Holman, and North.

The committee appointed to wait on the Senate and inform that body that the House was ready to receive them in joint convention, returned and reported that they had performed the duty assigned them, and asked to be discharged.

Report accepted and committee discharged.

The Sergeant-at-Arms announced the Honorable the Senate, who were conducted to seats.

#### PROCEEDINGS IN JOINT CONVENTION.

The joint convention was called to order by Hon. Archibald Buttars, Lieutenant Governor and President of the Senate.

The roll of the Senate was called by the Secretary thereof, and a majority of Senators were present.

The roll of the House was called by the Clerk thereof, and a quorum of the Representatives were present.

The President announced that the two Houses had met in joint convention to welcome the Hon. Thomas W. Palmer, United States Senator from Michigan.

Senator Shoemaker moved that a committee of five be appointed to wait on Senator Palmer and request his presence in the joint convention;

Which motion prevailed.

The President appointed as such committee Senators Shoemaker and Phelps, and Representatives Sellers, Brown, and Johnson.

Mr. Campbell moved that a committee of four be appointed to wait on the

Governor, Supreme Court, and State officers, and invite their attendance on the joint convention.

Which motion prevailed.

The President appointed as such committee Representatives Campbell and McKie, and Senators Hueston and Hubbell.

The committee appointed to wait on the Governor, Supreme Court, and State officers and invite their attendance on the joint convention reported that they had performed their duty assigned them, and asked to be discharged.

Report accepted and committee discharged.

The committee appointed to wait on the Hon. Thomas W. Palmer and invite his attendance on the joint convention, reported that they had performed the duty assigned them, and that Senator Palmer was in attendance, and asked to be discharged.

Report accepted and committee discharged.

The President then presented to the joint convention Senator Palmer, who briefly addressed the Legislature and guests assembled;

After which,

On motion of Senator Hubbell,

The joint convention adjourned.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The Speaker announced that the Senate and House had met in joint convention to welcome Hon. Thomas W. Palmer, and had listened to remarks by that distinguished citizen.

Mr. Brant moved that the House take a recess until 7:30 this P. M.

Mr. Sellers moved as an amendment that the House take a recess for fifteen minutes;

Which motion did not prevail.

The motion to take a recess until 7:30 this P. M. then prevailed.

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#### EVENING SESSION.

7:30 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: a quorum present.

The House took up

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
Lansing, June 12, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 387 (File No. 432), entitled

A bill to apportion anew the Representatives among the several counties and districts of this State;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 12, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to request the return of the following bill:

House bill No. 388 (File No. 246), entitled

A bill to provide for the retirement of aged and disabled firemen and the payment of pensions to the wives and children of deceased firemen killed in the service of the city of Detroit.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

Mr. Bates moved that a respectful message be sent to the Governor asking the return of the bill to the House, and that when so returned the bill be returned to the Senate in accordance with the request;

Which motion prevailed.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 12, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 566, entitled

A bill to abolish fractional school district No. 1 of the city and township of Marquette and to form the territory of the city of Marquette into a single school district;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

#### UNFINISHED BUSINESS.

Being the consideration of Senate amendment to

House bill No. 334 (File No. 180) entitled

A bill to amend section 30 of chapter 153 of the revised statutes of 1846, being section 7539 of the compiled laws of 1871, relative to offenses against the lives and persons of individuals;

Which had been reported as follows:

By adding the following proviso to the end of section 30:

"*Provided*, That the provisions of this section shall not apply to a parent who has not given written consent that the custody of such child should be committed to another."

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr Ford,

The House concurred, a majority of all the members elect voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Baker,	Mr. Dakin,	Mr. Jones,	Mr. Shorts,
Bates,	Dickson,	Kelly,	Snyder,
Beekman,	Diekema,	Kirkpatrick,	Staples,
Blacker,	Divine,	Long,	Stark,
Boynton,	Dodge,	Manwaring,	Sutton,
Brown,	Dunbar,	McClelland,	Swift,
Cannon,	Eldred,	McGregor,	Town,
Carlton,	Estee,	McKie,	Voorhees,
Case, J. A.,	Ford,	O'Keefe,	Webber,
Case, O. N.,	Gardner,	Oviatt,	Weiss,
Chapman,	Gibbs,	Parkhurst,	Wellman,
Collins,	Hankerd,	Post,	Williams,
Conrad,	Hayes,	Potter,	Wood,
Coomer,	Houk,	Richardson,	Woodruff,
Cossitt,	Howell,	Rumsey,	Wright,
Cross,	Johnson,	Sellers,	Speaker,
Crozer,			65

## NAYS.

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The bill was then referred to the committee on engrossment and enrollment for enrollment.

On motion of Mr. Rumsey,

The House took up

## REPORTS OF STANDING COMMITTEES.

By the committee on ways and means:

The committee on ways and means, to whom was referred

Senate joint resolution No. 30 (Senate File No. 23), entitled

Joint resolution to refund to John Macfie certain money paid by him for timber on land claimed by the State and afterwards patented to him under act No. 275 of the session laws of 1881;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman.*

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 446, entitled

A bill to provide for the purchase of grass or farming land for the use and benefit of the Michigan Asylum for the Insane;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Howell,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adams,	Mr. Dickson,	Mr. Howell,	Mr. Potter,
Bates,	Diekema,	Johnson,	Richardson,
Bentley,	Divine,	Jones,	Rumsey,
Beynton,	Dodge,	Kirkpatrick,	Snyder,
Brandon,	Egan,	Manwaring,	Staples,
Brown,	Eldred,	Markey,	Stark,
Cannon,	Estee,	McClelend,	Town,
Carlton,	Gardner,	McGregor,	Ulrich,
Case, J. A.,	Gibbs,	McKie,	Voorhees,
Chapman,	Hankerd,	McNabb,	Wellman,
Collins,	Hayes,	Oviatt,	Woodruff,
Coomer,	Holman,	Parkhurst,	Wright,
Cross,	Houk,	Post,	Speaker,
Crozer,			

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NAYS.

Mr. Baker,	Mr. Dunbar,	Mr. Mason,	Mr. Swift,
Brant,	Engleman,	Shorts,	Williams,
Dakin,	Harper,		

10

Mr. Shorts moved to take from the table

House bill No. 16, entitled

A bill to amend section 1 of an act entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State," approved June 8, 1881;

Which motion prevailed.

On motion of Mr. Shorts,

The bill was re-referred to the committee on roads and bridges.

Mr. Divine moved to take from the table

House bill No. 663, entitled

A bill to authorize the organization of building associations, and the methods of operating such associations within the State of Michigan;

Which motion prevailed.

On motion of Mr. Divine,

The bill was referred to the committee of the whole, and placed on the general order.

On motion of Mr. Wright,

The House took up

THIRD READING OF BILLS.

House bill No. 668 (File No. 393), entitled

A bill to amend certain sections of an act entitled "An act to organize a union school district of Bay City," approved March 20, 1867,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Dickson,	Mr. Johnson,	Mr. Ramsey,
Baker,	Diekema,	Kelly,	Sellers,
Bates,	Divine,	Kirkpatrick,	Shorts,
Beekman,	Dodge,	Manwaring,	Staples,
Bentley,	Dunbar,	Mason,	Sutton,
Blacker,	Egan,	McClelend,	Swift,
Boynton,	Eldred,	McGregor,	Town,
Brown,	Engleman,	McKie,	Waltz,
Cannon,	Estee,	McNabb,	Webber,
Carlton,	Ford,	O'Keefe,	Weiss,
Case, A. T.,	Hankerd,	Oviatt,	Williams,
Case, J. A.,	Hayes,	Parkhurst,	Woodruff,
Coomer,	Holman,	Post,	Wright,
Cross,	Howell,	Richardson,	Speaker,
Crozer,			

57

## NAYS.

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Title agreed to.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 602 (File No. 288), entitled

A bill to amend sections 1, 3, 4, 5, 6 and 7 of act No. 15 of the session laws of 1883, being an act creating a bureau of labor and industrial statistics and defining the powers and duties of the same;

Also,

House bill No. 193 (File No. 419), entitled

A bill to amend sections 7 and 25, of an act entitled "An act for the reorganization of the military forces of the State of Michigan," approved January 18, 1862, being sections 874 and 892 of Howell's Annotated Statutes;

Also,

House bill No. 402 (File No. 368), entitled

A bill to amend sections 30 and 52 of chapter 78 of the compiled laws of 1871, being compiler's sections 2590 and 2612 of said compilation, and being sections 3625 and 3647 of Howell's Annotated Statutes, relative to plank roads;

Also,

House bill No. 266 (File 208), entitled

A bill to provide for enclosing, filling, or fencing any shaft, pit-hole, or trench on any uninclosed or unoccupied lands within this State;

Also,

House bill No. 387 (File No. 432), entitled

A bill to apportion anew the representatives among the several counties and districts of this State.

R. J. DICKSON, *Chairman*.

Report accepted.



## MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
Lansing, June 12, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[House bill No. 387, File No. 432, being]

An act to apportion anew the Representatives among the several counties and districts of this State.

RUSSELL A. ALGER,  
Governor.

The message was laid on the table.

The Speaker also announced the following:

EXECUTIVE OFFICE, MICHIGAN,  
Lansing, June 12, 1885. }

*To the Speaker of the House of Representatives:*

I am instructed by the Governor, in accordance with a request of the House, to return herewith House bill No. 388, File 246.

Respectfully,  
GIL R. OSMUN,  
Private Secretary.

The bill was returned to the Senate in accordance with the request heretofore received.

## GENERAL ORDER.

On motion of Mr. Estee,

The House went into committee of the whole on the general order.

Whereupon the Speaker called Mr. Estee to the chair.

After some time spent therein the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

1. Senate bill No. 363 (File No. 240), entitled

A bill to authorize the enlisting, organization, equipping and mustering into the State service of military companies at Menominee, Muskegon, Detroit, Jackson, and Grand Rapids, in the State of Michigan, to be attached to the regiments of State troops;

2. Senate bill No. 1 (File No. 20), entitled

A bill to amend section 4897 of the compiled laws of 1871, being section 6393 of Howell's Statutes, relative to salaries of justices of the supreme court;

3. Senate joint resolution No. 10, entitled

A joint resolution for the payment of expenses incurred in examinations of charges against Nelson Delong, mayor of the city of Muskegon;

4. House bill No. 663, entitled

A bill to authorize the organization of building associations and the methods of operating such associations within the State of Michigan;

5. Senate bill No. 178 (File No. 165), entitled

A bill to amend act number 192 of the public acts for the year 1879, being section 9315 of Howell's Annotated Statutes, relative to the punishment of libel and slander, and to add one new section thereto to stand as section 2;

6. Senate bill No. 31 (File No. 241), entitled

A bill to establish an advisory board in the matter of pardons.

7. Senate bill No. 312 (File No. 205), entitled

A bill to amend section 102 of chapter 188 of the compiled laws of 1871, being compiler's section 5969, relative to the competency of witnesses, and examinations of parties in certain cases.

8. Senate bill No. 287 (File No. 203), entitled

A bill to amend act number 16 of the session laws of 1877, being section 5705 of the general statutes of the State of Michigan, compiled and annotated by Andrew Howell, entitled "An act relative to alienation by deed, and the proof and recording of conveyances and the canceling of mortgages;"

9. Senate bill No. 262 (File 242), entitled

A bill to promote morality and to prevent crime;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following:

10. House bill No. 605 (File No. 342), entitled

A bill to amend an act entitled "An act to revise the charter of the city of Lansing," approved March 25, 1875, as amended by act No. 272, laws of 1877, and as amended by act No. 338, laws of 1883;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

FREE ESTEE, *Chairman.*

Report accepted and committee discharged.

The first, second, third, fourth, fifth, sixth, seventh, eighth, and ninth named bills were placed on the order of third reading.

On motion of Mr. Dodge,

The House concurred in the amendments made by the committee to the tenth named bill, and it was placed on the order of third reading.

Mr. Adams moved that the House go into committee of the whole on the general order;

Pending which,

On motion of Mr. Dodge,

The House adjourned.

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*Lansing, Saturday, June 13, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by the Rev. Mr. Franklin.

Roll called: quorum present.

Absent without leave: Messrs. Bardwell, Barry, Beecher, Blacker, J. A. Case, Coleman, Conrad, Cossitt, Gibbs, Gleason, Hampton, Hayes, Johnson, Make-  
lim, Malcom, Manwaring, Mason, McClelend, McCormick, McGregor, North,

Northwood, Powers, Stark, Ulrich, Voorhees, Walthew, Wiggins, Wood, and Woodruff.

On motion of Mr. Jones,

Leave of absence was granted to Mr. Gibbs indefinitely, on account of sickness.

On motion of Mr. Davis,

Leave of absence was granted to all absentees until Tuesday.

On motion of Mr. McKie,

Leave of absence was granted to himself until Monday evening.

Mr. Bates moved that leave of absence be granted to himself for the remainder of the session ;

Which motion did not prevail.

Mr. Brant offered the following :

*Resolved*, That the Clerk of the House be, and he is hereby instructed to draw pay certificates for members from and after Monday, June 15th, up to and including the last day of the session, June 20th.

Which was adopted.

Mr. Brown offered the following :

*Resolved, By the House of Representatives* (the Senate concurring), That the Secretary of the Senate and Clerk of the House of Representatives be, and they are hereby directed to compile and prepare for publication, make indexes, and superintend the publication of the Journals and documents of the present Legislature, and when complete and certified to by the Secretary of State, the Secretary of the Senate shall be entitled to and receive for such services the sum of five hundred dollars, and the clerk of the House of Representatives shall be entitled to and receive for such services the sum of six hundred dollars, the same to be paid on the certificate of the Secretary of State.

On motion of Mr. Brown,

The rules were suspended, two-thirds of all the members present voting therefor, and the resolution was put upon its immediate passage.

The resolution was then adopted.

Mr. Brown offered the following :

*Resolved*, That the journal and corresponding clerks be each allowed two dollars per day extra compensation, and orders be drawn for the same ;

Which was adopted.

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following :

House bill No. 566, entitled

A bill to abolish fractional school district No. 1 of the city and township of Marquette, and to form the territory of the city of Marquette into a single school district ;

Also,

House bill No. 334 (File No. 189), entitled

A bill to amend section 30 of chapter 153 of the revised statutes of 1846, being section 7539 of the compiled laws of 1871, relative to offenses against the lives and persons of individuals,

R. J. DICKSON, *Chairman*.

Report accepted.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 74 (File No. 33), entitled

A bill to amend sections 16 and 18 of chapter 266 of the compiled laws of 1871, being sections 9649 and 9651 of Howell's Annotated Statutes, relative to county jails,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

FREE ESTEE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 232 (File No. 246), entitled

A bill to provide for the sale of certain State tax lands,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

FREE ESTEE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

Senate bill No. 385 (File No. 228), entitled

A bill to provide for compensation to county clerks in certain cases;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with amendments thereto, recommending that the amendments be concurred in, and without further recommendation, and ask to be discharged from the further consideration of the subject.

ERASTUS N. BATES, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Bates,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Bates,

The bill was laid on the table.

Mr. Wright offered the following:

*Resolved* (the Senate concurring), That all the general laws of the State passed this session and which are ordered to take immediate effect, be compiled and printed in pamphlet form by the Secretary of State, and that he distribute copies thereof as follows: To the prosecuting attorney and sheriff of each county, two copies each; to the circuit judge and probate judge of each county, three copies each; and to the judge of each municipal court of record in the State, one copy each; and that said pamphlet be printed and distributed with all convenient dispatch.

On motion of Mr. Wright,

The rules were suspended, two-thirds of all the members present voting therefor, and the resolution was put upon its immediate passage.

The resolution was then adopted.

Mr. Bates offered the following:

WHEREAS, Governor R. A. Alger has deemed fit and proper to appoint a private counselor, whose specific duties are to assist the Legislature in securing the enactment of just and wise laws;

AND WHEREAS, The Hon. James B. Willson of Grand Rapids, has been appointed to, and has discharged the onerous duties of that office with ability and satisfaction; therefore,

*Resolved*, That the House of Representatives does hereby tender to Governor Russell A. Alger its appreciation of the aid afforded by said appointment, and further returns its thanks to James B. Willson for the able and courteous manner in which he has always sought to assist in securing efficient and harmonious legislation.

On the adoption of which,

Mr. Holman demanded the yeas and nays.

The demand was seconded, and the resolution was adopted by yeas and nays, as follows:

#### YEAS.

Mr Adams,	Mr. Chapman,	Mr. Gardner,	Mr. Oviatt,
Bates,	Ooomer,	Hammond,	Richardson,
Beekman,	Cross,	Hankerd,	Rumsey,
Bentley,	Crozer,	Houk,	Sellers,
Boynton,	Davis,	Howell,	Shorts,
Brandon,	Dickson,	Jones,	Staples,
Brant,	Diekema,	Kelly,	Town,
Brown,	Dodge,	Kirkpatrick,	Waltz,
Cannon,	Egan,	Lincoln,	Watson,
Carlton,	Engleman,	Markey,	Wellman,
Case, A. T.,	Estee,	McNabb,	Speaker,
Case, O. N.,	Ford,	O'Keefe,	

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#### NAYS.

Mr. Collins,	Mr. Holman,	Mr. Swift,	Mr. Williams,
Dakin,	Sutton,		

6

Mr. Baker offered the following:

WHEREAS, Mr. Gil B. Osmun has rendered excellent services during the present session of the Legislature as private secretary for the Governor; therefore

*Best resolved*, That a vote of thanks be extended to him by the House of Representatives, and a copy of this resolution, as printed in the Journal, be sent to him as a token of our best regards;

On demand of Mr. Chapman,

The resolution was adopted by an unanimous rising vote.

Mr. Brown offered the following:

*Resolved*, That when this House do adjourn, it stand adjourned until Monday the 15th inst., at 2 o'clock P. M.

Mr. Holman moved to amend the resolution by making the hour 9 o'clock P. M.

Mr. Baker moved as a substitute for the motion, to amend so as to make the adjournment until 9 o'clock A. M., on Tuesday next.

Mr. Holman accepted the substitute.

The question being on agreeing to amend the resolution as provided by the substitute,

The motion did not prevail.

The original resolution was then adopted.

On motion of Mr. Dickson,

Leave of absence was granted to himself until Monday afternoon.

On motion of Mr. Cannon,

Leave of absence was granted to himself until Tuesday morning.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
Lansing, June 12, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[House bill No. 198, File No. 419, being]

A bill to amend sections 7 and 25, of an act entitled "An act for the reorganization of the military forces of the State of Michigan," approved January 18, 1862, being sections 874 and 892, of Howell's Annotated Statutes;

Also,

[House bill No. 266, File No. 208, being]

An act to provide for enclosing, filling or fencing of any shaft, pit-hole, or trench on any uninclosed or unoccupied lands within this State;

Also,

[House bill No. 602, File No. 238, being]

A bill to amend sections 1, 3, 4, 5, 6, and 7 of act No. 156, of the session laws of 1883, being an act creating a bureau of labor and industrial statistics, and defining the powers and the duties of the same.

RUSSELL A. ALGER,  
Governor.

The message was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, June 12, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to re-return to the House the following bill:

House bill No. 376 (File No. 279), entitled

A bill providing for the employment, defining the duties, and fixing the compensation of a stenographer for the 9th judicial circuit, State of Michigan;

And to inform the House that the Senate has amended the same by striking out of section 1 all after the word "rescinded;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
Secretary of the Senate.

The question being on concurring in the amendment made the Senate to the bill,

On motion of Mr. Brown,

The House concurred, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Cross,	Mr. Holman,	Mr. Rumsey,	
Bates,	Crozer,	Houk,	Sellers,	
Bentley,	Diekema,	Howell,	Shorts,	
Boynnton,	Dodge,	Jones,	Staples,	
Brandon,	Dunbar,	Kelly,	Sutton,	
Brant,	Egan,	Kirkpatrick,	Town,	
Brown,	Engleman,	Lincoln,	Waltz,	
Cannon,	Estee,	McNabb,	Webber,	
Carlton,	Ford,	O'Keefe,	Weiss,	
Case, A. T.,	Gardner,	Oviatt,	Wellman,	
Chapman,	Hammond,	Post,	Williams,	
Collins,	Hankerd,	Potter,	Wright,	
Coomer,	Harper,	Richardson,	Speaker,	52

## NAYS.

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The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 13, 1885. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following bill:

House bill No. 668 (File No. 393), entitled

A bill to amend certain sections of an act entitled "An act to organize a union school district of Bay City," approved March 20, 1867.

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 12, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to re-transmit the following:

House bill No. 272 (File No. 414), entitled

A bill to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto,

For which the Senate adopted a substitute, as shown by former message, and in which substitute the House non-concurred.

Now to inform the House that the Senate insists on its substitute for said bill, and asks that a committee of conference be appointed by the two Houses,

to whom shall be referred the matters of difference existing between the two Houses respecting the bill;

And further to inform the House that Senators Francis and Monroe have been appointed as such committee on the part of the Senate.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

On motion of Mr. Diekema,

The House acceded to the request of the Senate for a committee of conference on the differences existing between the two Houses relative to the bill, and

The Speaker announced as such committee Messrs. Diekema and Wright.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, June 12, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 691 (File No. 417), entitled

A bill to amend sections 1, 18, 23, and 24 of act No. 39 of the session laws of 1879, being "An act to amend an act to re-enact and amend chapter 84 of the compiled laws of 1871, relative to the formation of corporations to construct canal or harbors, and improve the same, by adding two new sections thereto, and by restricting its operations to the Upper Peninsula, so the provisions of said act shall apply to the county of Branch," and so that the provisions of chapter 84 of the compiled laws of 1871, as re-enacted and amended by the several acts re-enacting and amending the same, heretofore passed, shall apply to the county of Macomb;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, June 12, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to inform to the House relative to the following bill, which has now passed both Houses, viz.:

Senate bill No. 202 (File No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan;

For which the House adopted a substitute as follows:

House substitute for

Senate bill No. 202 (File No. 65), entitled

A bill making an appropriation for the use and maintenance of the University of Michigan.

SECTION 1. *The People of the State of Michigan enact*, That there shall be and is hereby appropriated out of the State treasury, for the use and maintenance of the University of Michigan, the following sums, to-wit: For the



year 1885 \$56,000, and for the year 1886 \$51,500, for the following purposes :

For repairs and contingent expenses for the year 1885 the sum of \$16,000, and for the year 1886 the sum of \$16,000.

For books for libraries for the year 1885 the sum of \$5,000, and for the year 1886 the sum of \$5,000.

For homœopathic college and hospital for the year 1885 the sum of \$6,200, and for the year 1886 the sum of \$6,200.

For the University hospital for the year 1885 the sum of \$5,000, and for the year 1886 the sum of \$5,000.

For the dental college for the year 1885 the sum of \$8,000, and for the year 1886 the sum of \$8,000.

For a clock for the University the sum of \$2,000 for the year 1885.

For assistance in engineering laboratory for the year 1885 the sum of \$1,000, and for the year 1886 the sum of \$1,000.

For increase in the salaries of the law professors for the year 1885 the sum of \$2,800, and for the year 1886 the sum of \$2,800.

Also in 1886 a sum not exceeding \$2,500 for the removal of the gifts of Mr. Rogers, and providing that only so much of said sum as is needed for the purpose shall be drawn by the University.

For engineering laboratory for the year 1885 the sum of \$10,000, and for the year 1886 the sum of \$5,000.

SEC. 2. There shall be assessed upon the taxable property of the State in the year 1885 the sum of \$56,000, and in the year 1886 the sum of \$51,500, which sums shall be assessed, levied, and collected in the same manner as other State taxes are assessed, levied, and collected, and which taxes when collected shall be credited up to the general fund to reimburse the same for the amount drawn therefrom, as provided in section 1 of this act ;

And which substitute the Senate amended, as shown by message of June 4, as follows :

1. By striking out of the first paragraph of section 1, the sums "\$56,000" and "\$51,500" and inserting in lieu thereof the sums "\$67,500" and "\$56,000," respectively.

2. By adding to section 1 the following paragraphs containing items of appropriation, viz:—

"For repairs of buildings for the year 1885 the sum of \$2,500, and for the year 1886 the sum of \$2,500,"

"For additional assistance in mechanical laboratory for the year 1886, the sum of \$3,000 ;"

The sum of ten thousand dollars is hereby appropriated for the erection, equipment, and maintenance of a gymnasium, to be constructed and controlled by the Regents, as a part of the University : *Provided*, That this appropriation is made upon the express condition that the Athletic Association of the University of Michigan shall pay to the treasurer of the University the sum of four thousand two hundred dollars, which shall become a part of the gymnasium fund, together with such sums as may be hereafter paid to the treasurer by the said Athletic Association of the State of Michigan, the whole to be under the control and subject to the order of the Regents for uses and purposes of the gymnasium as above set forth ;

3. Amend section 2 by striking out the sums "\$56,000" and "\$51,500" and inserting in lieu thereof the sums "\$67,500" and "\$56,000 ;"

In which said amendments the House non-concurred, as shown by former

messages, whereby questions of difference arose between the two Houses, upon which differences committees of conference were appointed.

And said committees having failed to come to any agreement respecting the matters of difference, as shown by their reports, and the House having refused to recede from the position they had taken, as shown by message of this date,

Now to inform the House that the Senate has receded from its said amendments to the House substitute, and has concurred in the adoption of said substitute by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The message was laid on the table.

GENERAL ORDER.

On motion of Mr. Ford,

The House went into committee of the whole, on the general order.

Whereupon the Speaker called Mr. Bentley to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

1. Senate joint resolution No. 28 (File No. 22), entitled

Joint resolution for placing a statue of Gen. Lewis Cass in the Representative gallery at the National Capitol;

2. Senate bill No. 333 (File No. 231), entitled

A bill to compel foreign corporations and joint stock companies organized for the purpose of smelting, refining, or reducing iron, lead, copper, or other ores, and minerals, doing business in the State of Michigan, to make annual reports to the Auditor General, and to provide for a specific tax on the business of the same;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following:

3. Senate bill No. 3 (File No. 5), entitled

A bill for the formation of corporations for the cultivation of art;

And have directed their chairman to report the same back to the House, with the recommendation that it be laid on the table.

JOHN W. BENTLEY, *Chairman.* /

Report accepted and committee discharged.

The first and second named bills were placed on the order of third reading. Mr. Egan rose to a question of order in that he deemed less than a quorum present.

The Speaker ordered a count by the clerk which disclosed but forty-four members present.

Mr. Egan moved that the House adjourn;

Which motion prevailed, and

The Speaker declared the House adjourned until Monday next at 2 o'clock P. M.

*Lansing, Monday, June 15, 1885.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Rev. Mr. Taylor,

Roll called: quorum present.

Absent without leave: Messrs. Baker, Bardwell, Barry, Beekman, Bentley, Boynton, Brandon, Brown, A. T. Case, J. A. Case, O. N. Case, Collins, Conrad, Cossitt, Dakin, Davis, Dickson, Divine, Eldred, Harper, Hayes, Howell, Johnson, Makelin, Malcolm, Manwaring, Mason, McGregor, North, Shorts, Snyder, Stark, Uirich, Voorhees, Walthew, Waltz, Weiss, Wiggins, Williams, and Wilson.

On motion of Mr. Campbell,

Leave of absence was granted to all absentees for the afternoon.

On motion of Mr. Oviatt,

Leave of absence was granted to Mr. A. T. Case indefinitely on account of sickness.

On motion of Mr. Brant,

The House took up

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
*Lansing, June 15, 1885.*

*To the Speaker of the House of Representatives:*

SIR—I am instructed to request the House to return the following bill:

House bill No. 668 (File No. 393), entitled

A bill to amend certain sections of an act entitled "An act to organize a union school district of Bay City," approved March 20, 1867.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

On motion of Mr. Wright,

The House acceded to the request of the Senate for the bill, and it was ordered returned in accordance therewith.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, June 15, 1885.*

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following concurrent resolution:

*Resolved, By the House of Representatives (the Senate concurring), That the Secretary of the Senate and Clerk of the House of Representatives be, and they are hereby directed to compile and prepare for publication, make indexes, and superintend the publication of the Journals and documents of the present Legislature, and when complete and certified to by the Secretary of State, the Secretary of the Senate shall be entitled to and receive for such services the sum of five hundred dollars, and the clerk of the House of Representatives*

shall be entitled to and receive for such services the sum of six hundred dollars, the same to be paid on the the certificate of Secretary of State;

In the adoption of which the Senate has concurred.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The resolution was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 13, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to re-return to the House the following bill:

House bill No. 288 (File No. 246), entitled

A bill to provide for the retirement of aged and disabled firemen and the payment of pensions to the wives and children of deceased firemen killed in the service of the city of Detroit;

And to inform the House that the Senate has amended the same as follows:

Section 1, after "firemen" insert "on account of disability;"

Section 1, line 5, strike out "so" before "disabled" as to become incapacitated, and insert "totally" before "disabled;"

Section 2, after "pension" insert "for five years;"

Section 2, strike out "her natural life" and insert "five years;"

Section 1, at end of section 1, insert "and provided further, that said commission may place on the list of retired firemen not more than two persons who became totally disabled in the employ of said commission prior to the passage of this act;"

Section 2, after "sixteen years" insert "but not for a longer period than five years;"

In the passage of which, as thus amended the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The question being on concurring in the amendments made by the Senate to the bill,

On motion of Mr. Brant,

The House concurred, a majority of all the members elect voting therefor, by yeas and nays as follows:

YEAS.

Mr. Adams,	Mr. Dodge,	Mr. Kelly,	Mr. Richardson,
Bates,	Dunbar,	Kirkpatrick,	Rumsey,
Beecher,	Egan,	Lincoln,	Sellers,
Brant,	Engleman,	Long,	Staples,
Campbell,	Estee,	Markey,	Sutton,
Cannon,	Ford,	McClelland,	Swift,
Carlton,	Gardner,	McCormick,	Town,
Chapman,	Gleason,	Northwood,	Watson,
Coleman,	Hammond,	O'Keefe,	Webber,
Coomer,	Hampton,	Oviatt,	Wellman,
Cross,	Hankerd,	Parkhurst,	Wood,

Mr. Crozer, Diekema,	Mr. Houk, Jones,	Mr. Post, Powers,	Mr. Woodruff, Speaker,	52
NAYS.				0

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, June 13, 1885.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to re-return to the House the following bill:

House bill No. 194 (File No. 268), entitled

A bill to establish a board of building inspectors in and for the city of Detroit, and to define its powers and duties;

And to inform the House that the Senate has adopted a substitute therefor, entitled

A bill to establish a board of building inspectors in and for the city of Detroit, and to define its powers and duties;

In the passage of which as thus substituted the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The substitute bill was read a first and second time by its title and

On motion of Mr. Long,

The rules were suspended, two-thirds of all the members present voting therefor, and the substitute bill was put upon its immediate passage.

The substitute bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adams,	Mr. Dunbar,	Mr. Kirkpatrick,	Mr. Powers,	
Bates,	Egan,	Lincoln,	Richardson,	
Beecher,	Engleman,	Long,	Rumsey,	
Brant,	Estee,	Markey,	Staples,	
Cannon,	Ford,	McClelend,	Sutton,	
Carlton,	Gardner,	McCormick,	Swift,	
Chapman,	Gleason,	McNabb,	Town,	
Coleman,	Hammond,	Northwood,	Webber,	
Coomer,	Hampton,	O'Keefe,	Wellman,	
Cross,	Hankerd,	Oviatt,	Wood,	
Crozer,	Houk,	Parkhurst,	Woodruff,	
Diekema,	Jones,	Post,	Speaker,	51
Dodge,	Kelly,	Potter,		0

NAYS.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

GENERAL ORDER.

On motion of Mr. Markey,

The House went into committee of the whole on the general order.

Whereupon the Speaker called Mr. Crozer to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

1. Senate bill No. 127 (File No. 63), entitled

A bill to revise the laws providing for the incorporation of all manufacturing companies, except such as are contemplated by act No. 42 of the session laws of 1867 (which provides for the incorporation of persons or corporations engaged in the manufacture of salt), and mercantile companies, or any union of the two, and to fix the duties and liabilities of such corporations;

2. Senate bill No. 74 (File No. 33), entitled

A bill to amend sections 16 and 18 of chapter 266 of the compiled laws of 1871, being sections 9649 and 9651 of Howell's Annotated Statutes, relative to county jails;

3. Senate bill No. 397, entitled

A bill to extend the time limited in act No. 68 of the session laws of 1883, for laying out a State road in Grand Traverse county; to authorize the commissioner appointed by virtue of said act to lay out a branch State road in said county, and to authorize said commissioner to expend money or labor contributed in laying out and opening said State road;

4. Senate bill No. 398, entitled

A bill to extend the time limited in act No. 69, of the session laws of 1883, for laying out a State road in Leelanaw county, and to authorize the commissioner appointed under said act to expend money or labor contributed in laying out and opening said State road;

5. Senate bill No. 232 (File No. 246), entitled

A bill to provide for the sale of certain State tax lands;

6. Senate bill No. 130 (File No. 163), entitled

A bill to confirm the sale of certain swamp lands to Martha M. Ingalls, and patent No. 25810 issued to her upon such sale;

7. Senate joint resolution No. 30 (File No. 23), entitled

Joint resolution to refund to John Macfie certain money paid by him for timber on land claimed by the State, and afterwards patented to him under act No. 275 of the session laws of 1881;

8. House bill No. 683 (File No. 433), entitled

A bill to amend section 34 of an act entitled "An act relative to the organization and powers of fire and marine insurance companies transacting business within this State," approved April 3, 1869, as amended by act No. 93 of the session laws of 1871, being section No. 4301 of Howell's Annotated Statutes;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following:

9. House joint resolution No. 42 (File No. 27), entitled

Joint resolution authorizing certain Ottawa county scrip to be used in locating swamp lands in any of the counties of the Lower Peninsula;

10. House bill No. 230, entitled

A bill to repeal sections 1 and 2 of act 179, session laws of 1863, relative to the width of wagon tires;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

JAMES A. CROZER, *Chairman.*

Report accepted and committee discharged.

The first, second, third, fourth, fifth, sixth, seventh, and eighth named bills were placed on the order of third reading.

On motion of Mr. Crozer,

The House concurred in the amendments made by the committee to the ninth and tenth named bills, and they were placed on the order of third reading:

By the committee of conference on House File 414:

The committee of conference appointed on the part of the Senate and House, to whom was referred the fourth print of

House bill No. 272 (File No. 414), entitled

A bill to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto,

Which the Senate amended by adopting sundry amendments recommended by their select committee on drainage, as appears from the Journal of Friday, June 5, and which said House bill (File No. 414) thus amended, was ordered reprinted by the Senate, and is designated as

Senate reprint of House bill No. 272, File No. 254, entitled

A bill to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto,

Which said Senate bill (File No. 254), was further amended by the Senate, as appears by message from the Senate, dated Friday, June 11, in which message said Senate bill, File No. 254, as thus further amended, was returned to the House, not as an amended House bill, but as a Senate substitute therefor;

But in which said amendments and Senate substitute bill the House refused to concur,

Respectfully report that they have had said House bill and Senate substitute under consideration and have directed us to report back to the House, House bill No. 272 (fourth print), File No. 414, as it passed the House, May 28, with the accompanying amendments, which are as follows:

1. By substituting the following to stand as section 2 of chapter II:

SEC. 2. The board of supervisors of each organized county in this State shall at their annual meeting in the year 1885, and every second year thereafter appoint one county drain commissioner, whose term of office shall be two years, and shall begin on the first day of January following his appointment. All county drain commissioners holding office at the time this act takes effect, shall continue in office until the first day of January, 1886, and no longer. In case of a vacancy in the office of county drain commissioner occurring thirty days or more previous to a regular or special meeting of the board of supervisors, the same shall be filled within ten days, or as soon thereafter as practicable, by appointment by the county clerk and prosecuting attorney of the county, and the person so appointed shall hold his office until the next regular or special meeting of the board of supervisors, when the said board shall fill such vacancy: *Provided*, That if the board of supervisors of any county, upon a full consideration of the matter, shall deem it not advisable to appoint a county drain commissioner, the provisions of this section shall not be deemed mandatory, but such appointment may be made at any subsequent regular or special meeting of such board for any unexpired portion of the official term as fixed by this section. Every county drain commissioner shall, within

ten days after his appointment, take, subscribe, and file with the county clerk the oath of office required by the constitution of this State, and shall also within the same time, execute and file with such clerk a bond to the county in the penal sum of three thousand dollars, with two or more sufficient sureties, to be approved by such clerk, conditioned upon the faithful discharge of the duties of his office.

2. By adding after the word "*shall*" in line 2 of section 3, chapter II, the words: "*Except as provided in the last preceding section.*"

3. By adding to section 7, chapter II, the following words: "*And no tax for the construction of a drain shall be spread upon the tax roll, until all the records thereof required to be made by such commissioner are filed with the Clerk.*"

4. By adding after the word "*shall*" in line 5 of section 2, chapter III, the following words: "*In counties where there is a County Drain Commissioner.*"

5. By adding after the word "*thereunder*" in line 7 of section 2, chapter III, the following: "*And in case there is no County Drain Commissioner, he shall proceed to act as in other cases.*"

6. By substituting the following to stand as section 3 of chapter III.

SEC. 3. Upon the filing of such application, the commissioner authorized to act thereon shall, as soon as practicable thereafter, proceed to personally examine the route of the proposed drain, and if, in his opinion, it is necessary and conducive to the public health, convenience, or welfare, that the application should be granted, he shall, as a means of determining the practicability thereof, make a survey and measurement of the line of the proposed drain, or cause the same to be made by a competent surveyor. If upon such survey, he shall find such drain to be practicable, he shall make his order of determination in writing in accordance therewith, and shall establish the commencement, route, and terminus of said drain, and the width, length, and depth thereof, and shall set survey or grade stakes, not more than ten rods apart. For such purpose he shall have the right to enter upon any lands traversed by the route of the proposed drain, or otherwise connected with the purpose of the proceeding. In locating such drain the commissioner shall not be limited or confined to the precise starting point, route, or terminus set forth in the application. The record or minutes of the survey shall show the line and route of the drain, and the width of surface excavation that will be required in its construction, and shall also show by tracing on either side, and by words or letters and figures, the width of ground that will be required for the deposition of earth, and every release of right of way shall be deemed to include the extreme width thus shown.

7. By substituting the following for section 5, chapter III:

SEC. 5. If within twenty days after the making of such order of determination, as provided in section 4 of this chapter, all the persons through whose lands the proposed drain is to pass shall not have executed a release of right of way and all damages on account thereof, the commissioner shall, as soon as practicable, make application to the probate court of the county in which such lands are situated, for the appointment of three special commissioners, who shall be resident freeholders of the county, to determine the necessity for such drain, and for the taking of private property for the use and benefit of the public for the purpose thereof, and the just compensation to be made therefor. Such application shall be in writing and shall set forth:

*First*, The fact that an application for a drain was made, and when, describ-



ing the drain, and also giving the route and dimensions thereof, according to the application and survey;

*Second*, That an order determining the necessity for the drain was made by the commissioner, giving the time when the order was made;

*Third*, The names of the persons, if known, who have not released right of way and damages, the description or descriptions of land owned by each such person that will be affected by the drain, and the descriptions of land owned by non-resident or unknown persons, and the fact that they have each and all neglected or refused to execute release of right of way and damages.

8. By substituting the following for section 6, chapter III:

SEC. 6. The court to whom such application is made, shall make an examination at the time of such application of all the proceedings of the commissioner so far as had, and if such proceedings be found to be in accordance with the statute, such court shall at once appoint a time and place of hearing upon the application, which time shall be fixed not less than thirty nor more than forty days thereafter, and the court shall issue a citation to all persons whose lands are traversed by such drain, or who will be liable to assessment for benefits in the construction thereof, and who have not released right of way and all damages on account thereof, to appear at the time and place designated in said citation, and be heard with respect to such application, if they so desire, and show cause, if any there be, why said application should not be granted.

9. By substituting the following for section 7, chapter III:

SEC. 7. The citation shall recite so much of the premises as will show jurisdiction, and in the case of resident owners, shall be addressed to such owners by name; in the case of non-resident owners, it shall be addressed to the owner or owners of the several descriptions of land involved. It shall describe the drain by its commencement, terminus, and general course, and shall set forth that lands owned by the persons to whom it is addressed will be crossed by such drain, or will be subject to assessment for its construction, and that a description and survey of such drain is on file with the court issuing the citation. Such citation shall be personally served by the commissioner, or some other competent person, upon every person whose lands are traversed by such drain, or who will be liable to assessment for benefits in the construction thereof and who has not released the right of way and all damages on account thereof, and who is known and resides within the township or townships in which any such lands are situated, by delivering to him a copy thereof, or by leaving the same at his residence with some person of suitable age and discretion, who shall be informed of its contents. In all cases of personal service, at least ten days shall intervene between the day of service and the day of hearing, and the court issuing such citation shall require proof of such service by affidavit, showing the time, place, and manner of such service. Citations shall be served upon townships by leaving a copy thereof with the supervisor, or at his residence; upon cities, by leaving a copy thereof with the mayor or clerk; upon the State, by leaving a copy thereof with the prosecuting attorney of the county in which such lands are situated; upon railroad companies by leaving a copy thereof with the agent of any ticket or freight office of the company operating such railroad; and upon other private corporations, by serving the same upon the officer or person designated by law in cases of civil process. If any lands involved be non-resident, a copy of the citation so far as it effects such lands shall be published in some newspaper published and circulating in the county in which such lands are located or at least two weeks previous to the day of

hearing, which publication shall be deemed to be sufficient notice to all non-rendent parties interested in such drain. The first publication of such notice shall be at least fourteen full days before the day of hearing, and proof of its publication shall be made as above provided in case of personal service.

10. By substituting the following for section 8, chapter III :

SEC. 8. The court to whom such application is made shall at the time and place fixed in the citation, or at any time to which it may adjourn, and upon proof of service and publication where required, proceed to hear all persons whose estate or interests are to be affected by the proceedings, and such persons may show cause against the prayer set forth in the application, and may disprove any of the facts alleged therein, and said court shall hear the proofs and allegations of the parties, and if no sufficient cause is shown against granting the prayer set forth in said application, said court shall make an order appointing three disinterested and competent resident freeholders as special commissioners to ascertain and determine the necessity for such drain, and to appraise and determine the damages or compensation to be allowed to the owners or parties interested in the real estate proposed to be taken for the right of way of such drain. Such court shall, immediately upon the appointment of such commissioners, and with the concurrence of the drain commissioner, appoint a time and place (such time to be not less than five nor more than fifteen days thereafter), at which such special commissioners shall meet the drain commissioner and other parties in interest, to consider of the matters and things with respect to which they have been appointed, and said court shall make public announcement thereof, and thereupon the proceeding shall be deemed a continuing proceeding, and no further notice of the time and place of hearing shall be required and such appointment and announcement shall be made a part of the record in the case: *Provided*, That any one person whose estate or interest is to be affected by the proceedings may demand and have from such court at the time of hearing of said application, a jury of twelve freeholders of said county to ascertain and determine the necessity for taking or using such lands, and to appraise and determine the damages and compensation to be allowed therefor. The demand of any one of the parties interested for a jury shall be deemed to be a demand for all, and if no jury be demanded on the part of any person interested in said proceedings before the appointment of special commissioners shall be made by such court, his or her right to the same shall be deemed to have been waived. Whenever such demand for such jury shall have been made, the court shall proceed in the same manner as is provided by law in case a jury is demanded for taking private property for the use of railroad companies, and all further proceedings in the matter had by such court and jury shall be in conformity with the provisions of law, as aforesaid, so far as the same shall apply: *Provided*, That when such jury shall have made their report, and the same shall have been confirmed by such court, a certified copy of such order of confirmation shall be furnished by the court to the drain commissioner.

11. By substituting the following for section 9, chapter III:

SEC. 9. If no demand for a jury shall be made, and the court shall have granted the prayer set forth in the application, such court shall proceed to deliver to the drain commissioner a copy of the order appointing the special commissioners, and the drain commissioner shall notify such special commissioners of their appointment, and of the time and place they are required to meet with him, and with the other parties in interest. They shall be sworn to

faithfully discharge the duties of special commissioners in the matter in which they are called to act, and to well and truly determine the necessity of such drain, and of the taking of private property for the use and benefit of the public for the purpose thereof, and the just compensation to be paid therefor. The said commissioners, with the drain commissioner and other parties in interest, who may be present, shall meet at the time and place ordered by said court, and proceed at that time, or at any time to which they may adjourn, to view said premises, and for such purpose they shall have the right to enter upon any lands traversed by the route of the proposed drain.

12. By striking out the words "judge of probate" in line 8, section 10, chapter 3, and inserting in lieu thereof the words "probate court."

13. By striking out the word "for" in line 3, section 13, chapter 3.

14. By substituting the following for section 1, chapter IV:

SECTION 1. Upon the release of right of way and damages, or upon the determination and return of the special commissioners, or the order of the probate court, as the case may be, the drain commissioner shall make his final order establishing the drain, and shall give the same a name by which it shall be known and recorded. He shall also, without delay, proceed to divide the route thereof into convenient sections, for the letting of the work, and shall mark the grade on each stake, from stake to stake, along the whole length of such drain. He shall also mark on each stake the number of each section or division from the lower end, and the length in feet or rods which each section contains, and shall make a diagram corresponding with the divisions as made, and shall file the same with the other papers pertaining to such drain. He shall give not less than ten days' notice of the time and place of letting, by posting notices thereof in five or more public places in each township traversed by such drain, and by causing a notice thereof to be published not less than two insertions in one or more weekly newspapers published and of general circulation in the county. Such notice shall also state that at the time of such letting, or at such other times or places as the commissioner may designate (which time may be before or after such letting), the assessment of benefits will be subject to review. On such review the commissioner of highways of any township may appear on behalf of such township. At such review the commissioner shall hear the proofs and allegations of all parties in interest, and shall carefully reconsider and review his assessment of benefits and equalize the same as may seem just and equitable.

15. By inserting after the word "payment" in line 13, section 3, chapter 4, the words "exceeding two-thirds of the amount earned on any contract;"

16. By striking out all after the word "residence" in line 13, section 4, chapter 4, and inserting in lieu thereof the following: "With some persons of suitable age and discretion, who shall be informed of its contents, if such contractor have a known residence within the county;"

17. By substituting the following for section 7, chapter V:

SEC. 7. All assessments of benefits under the provisions of this act shall be upon the principle of benefits derived. All descriptions of land under the provisions of this act shall be made by giving the legal subdivisions thereof, whenever practicable, and when the tract of land which is to be benefited or affected by such drain is less than such legal subdivision it may be described by designation of the lot or other boundaries, or in some way by which it may be known.

18. By substituting the following to stand as section 6, chapter VI:

SEC. 6. All drain taxes assessed under the provisions of this act shall be col-

lected in the same manner as State and other general taxes are collected, and collecting officers are hereby vested with the same power and authority in the collection of such taxes as are or may be conferred by law for collecting general taxes. All taxes levied under the provisions of this act, or of act No. 269 of the session laws of 1881, with all lawful costs, interests and charges, shall be and remain a perpetual lien upon the lands upon which they are assessed, and a personal claim against the owner or owners of such lands until they are paid.

19. By adding after the word "completed," line 2, section 13, chapter 6, the words "or partly completed." Also, by adding after the word "re-lay," line 4, same section, the words "and complete." Also, by adding after the word "re-laying," line 6, same section, the words "and completing." Also, by adding after the word "out," line 12, same section, the words "and wholly or partly constructed."

20. By striking out all after the word "damages" in line 5 of section 15, chapter 6, and inserting in lieu thereof the following:

"And the plaintiff may offer evidence in rebuttal, and if it shall appear from such evidence that the actual benefits to the land by reason of the construction of the drain were less than the amount of the tax, judgment shall be only for the amount of the benefits as proven, with interest and costs: *Provided*, that no such proceedings shall be instituted by the Commissioner at the expense of the township unless he shall be authorized to do so by the township board."

And the committee recommend that all the above amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

WM. H. FRANCIS,  
C. J. MONROE,  
*Committee on the part of Senate.*  
GERRIT J. DIEKEMA,  
HAMILTON M. WRIGHT,  
*Committee on the part of House.*

Report accepted.

On motion of Mr. Diekema,

The report was laid on the table.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 547 (File No. 159), entitled

A bill to provide for the protection of hotel keepers;

Also,

House bill No. 691 (File No. 417), entitled

A bill to amend sections 1, 18, 23, and 24, of act No. 39 of the session laws of 1879, being "An act to amend an act to re-enact and amend chapter 84 of the compiled laws of 1871, relative to the formation of corporations to construct canal or harbors and improve the same, by adding two new sections thereto, and by restricting its operation to the upper peninsula, so the provisions of said act shall apply to the county of Branch," and so that the provisions of chapter 84 of the compiled laws of 1871, as re-enacted and amended by the several acts re-enacting and amending the same, heretofore passed, shall apply to the county of Macomb.

FLOYD. L. POST, *Acting Chairman.*

Report accepted.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly re-enrolled, signed, and presented to the Governor, the following:

House bill No. 376 (File No. 277), entitled

A bill providing for the employment, defining the duties, and fixing the compensation of a stenographer for the ninth judicial circuit, State of Michigan.

FLOYD L. POST, *Acting Chairman.*

Report accepted.

Mr. Brant moved that the House adjourn until 10 o'clock to-morrow morning;

Pending which,

On motion of Mr. Woodruff,

The House adjourned.

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*Lansing, Tuesday, June 16, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Brown.

Roll called: quorum present.

Absent without leave: Messrs. Barry, Beekman, Brown, Mason, North, and Voorhees.

On motion of Mr. Sellers, leave of absence was granted to all the absentees for the morning session.

#### REPORTS OF STANDING COMMITTEES.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 16, entitled

A bill to amend section 1 of an act entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State," approved June 8, 1881,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to authorize the township of Thomastown, in Saginaw county, to raise money by issuing the bonds of said township, for the purpose of procuring the free crossing of the bridge of the State Road Bridge Company by the tax payers of said township of Thomastown during the unexpired term for which the said bridge company is chartered, and to authorize said township and said bridge company to contract with each other in relation thereto,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JAMES A. McCORMICK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGregor,

The House concurred in the adoption of the substitute reported by the committee.

On motion of Mr. McGregor,

The rules were suspended, two-thirds of all the members present voting therefor, and the resolution was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Dunbar,	Mr. Long,	Mr. Snyder,
Baker,	Egan,	Malcolm,	Staples,
Bardwell,	Eldred,	Manwaring,	Sutton,
Bates,	Engleman,	Markey,	Swift,
Beecher,	Estee,	McClelland,	Town,
Bentley,	Gardner,	McCormick,	Ulrich,
Blacker,	Gleason,	McGregor,	Walthew,
Cannon,	Hammond,	McKie,	Waltz,
Case, A. T.,	Hampton,	McNabb,	Watson,
Case, J. A.,	Hankerd,	Northwood,	Webber,
Coleman,	Harper,	Oviatt,	Weiss,
Collins,	Hayes,	Parkhurst,	Wellman,
Conrad,	Holman,	Post,	Wiggins,
Coomer,	Houk,	Potter,	Williams,
Cossitt,	Howell,	Powers,	Wilson,
Cross,	Johnson,	Rumsey,	Wood,
Dakin,	Jones,	Sellers,	Woodruff,
Dickson,	Kelly,	Shorts,	Wright,
Divine,	Kirkpatrick,		

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#### NAYS.

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Title agreed to.

On motion of Mr. McGregor,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. Long,

By a vote of two-thirds of all the members elect,

House bill No. 194 (File No. 268), entitled

A bill to establish a board of building inspectors in and for the city of Detroit, and to define its powers and duties,

Was ordered to take immediate effect.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 345 (File No. 140), entitled

A bill to amend section 5 of act No. 79 of the session laws of 1873, entitled "An act to provide for the appointment of a Commissioner of Railroads, and to define his powers, duties, and fix his compensation," and the acts amendatory thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, recommending that it do not pass, and ask to be discharged from the further consideration of the subject.

ALONZO C. DAVIS, *Chairman.*

Report accepted and committee discharged.

Mr. Sellers moved that the further consideration of the bill be indefinitely postponed.

Pending which,

On motion of Mr. Richardson,

The bill was referred to the committee of the whole and placed on the general order.

By the committee on railroads:

The committee on railroad, to whom was referred

Senate bill No. 226 (File No. 237), entitled

A bill to amend sections 13, 15, and 17 of article 4 of act No. 193 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad, and other corporations owning or operating any railroad in this State, and the several acts amendatory thereof," and to add one new section thereto to stand as section 22,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without recommendation, and ask to be discharged from the further consideration of the subject.

ALONZO DAVIS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Sellers,

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Bates moved to take from the table

Senate bill No. 385 (File No. 228), entitled

A bill to provide for compensation to county clerks in certain cases;

Which motion prevailed.

On motion of Mr. Bates,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was placed on the order of third reading.

By the committee on reform school:

The committee on reform school, to whom was referred

House bill No. 158, entitled

A bill to amend section No. 9819 of chapter 343 of Howell's Statutes, being section 12 of act No. 84 of the session laws of 1877, relative to the State reform school,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, without recommendation, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hanker,

The bill was laid on the table.

#### COMMUNICATIONS FROM STATE OFFICERS.

The Speaker announced the following:

ATTORNEY GENERAL'S OFFICE, }  
Lansing, June 15, 1885. }

*To the Honorable Legislature of the State of Michigan:*

By the action of the Legislature of the State of Michigan, there has been submitted to me for my consideration the following resolution:

*“Resolved, That the committee on judiciary is hereby requested to transmit to the Attorney General the so-called report of the Mutual Marriage Benevolent Association, of Marine City, Michigan, for his opinion on the same, whether or not said association is duly organized under the statutes of Michigan, and that when he has so considered the report, that he be requested to give his opinion in writing to the House.”*

In response to the above resolution and reference to me of the status of the “Mutual Marriage Benevolent Association,” I beg leave to report as follows:

That I have examined the report of said Association made by it, in response to the resolution adopted by the House, and its articles of association and by-laws under which it is supposed to be operated. The articles of association of such organization purport to be based upon act No. 155 of the laws of 1879, being chapter 164 of Howell’s Statutes. Section 1 of such act provides: “That any ten or more persons, residents of this State, desiring to become incorporated for benevolent purposes, may make and execute under their hand and seals, articles of association, which shall set forth—

*“First, Names and place of residence of the persons forming the association;*

*“Second, The name of such corporation;*

*“Third, The purposes and objects for which said corporation is formed, which shall be to provide for the relief of distressed members, the visitation of the sick, the burial of the dead, and such other benevolent and worthy purposes and objects as affect the members of the corporation.”*

Section 2 provides for the manner of filing and recording its articles of association.

Section 3 provides for the holding of real and personal estate not to exceed \$50,000, with power of investment and sale, and to “erect suitable buildings upon such real estate as it may own, and as are necessary for the purpose of carrying on the business of the organization,” “provided further, however, that the proceeds arising from said estates and investments, shall, after the payment of running expenses be devoted exclusively to the benevolent purposes and objects of the corporation.”

Section 4 provides for the establishment of rules and regulations for the government of its affairs.

Section 5 provides for the reorganization of other companies under this act, and section 6 for “full and accurate report of its affairs when required by the officers therein specified.”

I have thus specified the main provisions and features of this act, to show that its plain and only object was to enable the organization of purely benevolent associations. These associations must be “for the relief of distressed members,” “the visitation of the sick,” “the burial of the dead.” It must be for some one of these purposes, and, incidental to these, “such other benevolent and worthy purposes and objects as affect the members of the corporation, and as may.” This act does not provide for the organization of insurance companies, nor does it anticipate regular assessments upon its members, with power to enforce collections for “benevolent purposes.” It evidently intended just the object expressed in several of its sections, namely to provide for organized, voluntary benevolence.

The purposes of the “Mutual Marriage Benevolent Association,” as specified in its articles of association, are as follows: “To provide for the relief of worthy mankind, and encourage the marital relation, and check the rapidly increasing evil of divorce, by raising a fund to be given its members when entering the contract of marriage and during the period for which said corpor-



ation is formed, which shall be for thirty years."—(Art. 3.) Article 2 provides that the capital stock shall be \$500. Article 5 provides that the capital stock shall be raised by assessment upon the shares of stock from time to time, and that no sum be paid in, at the date of organization. Article 2 provides that there shall be seven directors, but neither the articles or by-laws provide how such directors shall be elected.

Numerous by-laws have been adopted by this Association, principally relating to the method and manner of its operation. A brief summary is given to show the general plan of the scheme under consideration. The directors fix the rates to be paid by members, and make and notify at will all regulations that control the affairs of the Association. Any unmarried person between the ages of fifteen and seventy-five may become a member on paying a membership fee, varying according to the amount of the certificate, from \$10 to \$30, the largest insurance being \$4,000. Assessments according to age, vary from 90 cents to \$2.00, "but in no case shall a member be subject to more than four assessments per month for the first nine months from date from his or her certificate."

As often as a *bona fide* marriage of a member occurs, then an assessment shall be made, and such member then receives \$250 to \$4,000, less five per cent expense. If such person is married during the first or second year, he or she will only be entitled to \$250 upon each one thousand certificate; \$500 if married the third year, and \$750 the fourth, and subsequent thereto \$1,000, less the five per cent expense for collection, provided such beneficial payment shall not at any time exceed an amount equal to one dollar for each \$1,000 certificate of each member who shall have been a member of said Association over nine months. Should any member of the Association not marry in five years from the date of his or her certificate, he or she shall be entitled to the full amount of his or her certificate within ninety days from the expiration of the date thereof, less the said five per cent expense. Annual dues of \$3 upon each \$1,000 certificate for the first four years, and \$2 a year thereafter are required to be paid. No provision is made for any guaranty or reserve fund. This cannot be said to be an act "for the relief of distressed members," "the visitation of the sick," "the burial of the dead." Not one of the purposes required by the act, under which it is claimed this company is organized, to be specifically set forth in the articles of association, are set forth in the articles of association of the so-called "Mutual Marriage Benevolent Association."

This would be fatal to the validity of the organization under the act in question, but more than this can be said, for, as far as the objects and purposes of this association can be gleaned from its articles, by-laws, and circulars, it does not have in view *one purpose* or *object* that would bring it within the scope of the act, providing for the organization of "benevolent societies," and entitle it to organize thereunder.

I have no hesitancy in saying that this association is not organized under chapter 164 of Howell's Statutes, providing for benevolent societies, or under any other law of the State of Michigan.

The rapidity with which losses are to be paid, and in the event of a failure of a member to marry within five years from date of membership, the promise of full payment of certificates, constitutes a great incentive to the individual to part with his money, and the same time show the weakness and impracticability of the scheme, however honest the attempt to carry it into effect.

An association of this kind, without valid organization, is a snare and a delusion, and in many cases must operate as a fraud upon honest participants.

It is not possible that any Legislature of the State of Michigan has, or will regard such an organization, with no provision for protection of its members, created for benevolent purposes, and enact laws for the object of perpetuating the institution. As a contract even, it would probably be placed upon the same basis as "marriage brokerage contracts," and held absolutely void.—Parsons contract, Vol. 2 (6 ed.), p. 7377.

Judge Henderson, of Pennsylvania, in considering the "Quaker City Marriage Benefit Association," used this language: "We are not satisfied that these associations are not injurious to the community. They are not calculated to inspire confidence in the marriage relation. Its purity is the rock-bed of society. Neither the welfare of the State or the community demands any such benefit or encouragement, as is here sought to be given to the individual. As a civil contract the highest consideration should be mutual love and affection. It is degraded by any other, and the idea of mutual benefit and protection in the mode prescribed, by certificate of membership and assessments upon the members, is, in our opinion, altogether chimerical. No practical or beneficial result can flow from it. A premium upon marriage may be price of virtue. Neither the wants of the community, the good of society, or the welfare of the individual require any such organization. On the contrary, we believe that in the end they will prove subversive of virtue and good morals.

The report of this association, placed in my hands, is very far from a "full and accurate report of its affairs," but consists of an argument and effort to establish the merits of the association, in the interest perhaps of pending legislation. My conclusion is, as above suggested, that the "Mutual Marriage Benevolent Association has no legal standing, and is not duly organized under the statutes of Michigan.

Respectfully submitted,

MOSES TAGGART,

*Attorney General.*

The communication was laid on the table.

The Speaker also announced the following:

MICHIGAN STATE LIBRARY, }  
Lansing, June 16, 1885. }

*Hon. D. L. Crossman, Clerk of the House of Representatives :*

SIR—Please call the attention of the members of the House, also the officers and employes, to the requirements of section 4 of "An act to revise and consolidate the several acts relating to the care and management of the State library," approved May 31, 1881; also to the State library rules, Nos. 12 and 13.

Act No. 169, public acts 1881, section 4: Before any member of the Senate, or of the House of Representatives, or of the conventions to revise the constitution, or other officer or employé of the State who may be authorized by the rules of the State library to draw books therefrom, shall receive their pay in full, it shall be necessary for such member, officer, or employé to obtain and exhibit a certificate from the State Librarian, stating that such member, officer, or employé has returned all books he may have drawn, if any, from the State library.

Rule 12. Any member of the Legislature having in his possession any book, map, or other publication belonging to the library, shall return the same five days before the adjournment of the Legislature.

Rule 13. Three days before the adjournment of the Legislature, the Librarian

shall report to the Senate and House of Representatives, the name of each member of the Legislature who has not returned *all* books, maps, or other publications taken out of the library by such member, and settled and paid all accounts for fines, for injuring such books, or otherwise.

Very respectfully,

HARRIET A. TENNEY,  
*State Librarian.*

The communication was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
*Lansing, June 15, 1885.*

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 518 (File No. 223), entitled

A bill to regulate and provide for the carrying, yarding, and feeding of so called Texas cattle, while in transit into or across this State between the first day of April and the first day of November of each year;

And to inform the House that the Senate has amended the same as follows:

1. By striking out of line 5, section 3, the word "place" and inserting in lieu thereof the word "common."

2. By adding to the end of section 5 the following: "This act shall not prevent the driving of cattle direct to slaughter-houses from the cars or pens;"

In the passage of which, as thus amended, the the Senate has concurred a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The question being on concurring in the amendments made by the Senate to the bill,

On motion of Mr. Wood,

The House concurred, a majority of all the members elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Adams,	Mr. Davis,	Mr. Kelly,	Mr. Rumsey,
Baker,	Dickson,	Kirkpatrick,	Sellers,
Bardwell,	Diekema,	Lincoln,	Snyder,
Bates,	Divine,	Malcolm,	Staples,
Beecher,	Dunbar,	Manwaring,	Stark,
Bentley,	Eldred,	McClelend,	Sutton,
Blacker,	Engleman,	McCormick,	Swift,
Brant,	Estee,	McGregor,	Town,
Cannon,	Ford,	McKie,	Ulrich,
Carlton,	Gardner,	McNabb,	Walthew,
Case, A. T.,	Hanker,	Northwood,	Waltz,
Case, J. A.,	Harper,	Oviatt,	Watson,
Collins,	Hayes,	Parkhurst,	Weiss,
Conrad,	Holman,	Post,	Wellman,
Cossitt,	Howell,	Potter,	Williams,
Cross,	Johnson,	Powers,	Wood,
Crozer,	Jones,	Richardson,	Woodruff,

## NAYS.

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The bill was then referred to the committee on engrossment and enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }  
Lansing, June 15, 1885. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed to return to the House the following bill :

House bill No. 419 (File No. 286), entitled

A bill to provide that certain Michigan men who served in batteries B and G, 1st regiment New York light artillery, shall be enrolled in this State, with the same rights and benefits of volunteers who served in Michigan regiments;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }  
Lansing, June 15, 1885. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed to return to the House the following bill :

House bill No. 569 (File No. 228), entitled

A bill to amend section 6549 of chapter 205 of the compiled laws of 1871, being compiler's section of Howell's Compilation of Laws of Michigan No. 8147, relative to service of process on railroad companies;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

On motion of Mr. Adams,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }  
Lansing, June 15, 1885. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed by the Senate to transmit the following bill :

Senate bill No. 342, entitled

A bills to authorize the city of Battle Creek to construct and maintain water-works and sewers, and to establish a board of public works ;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take imme-

diate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 13, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to request the return of the following bill:  
House bill No. 492 (File No. 383), entitled

A bill to amend sections 4 and 7 of chapter 3, section 5 of chapter 11, and to repeal section 14 of chapter 12 of act No. 10 of the session laws of 1882, being "An act to amend sections 4, 5, and 8 of chapter 2, sections 4 and 7 of chapter 3, section 3 of chapter 4, and sections 5 and 13 of chapter 11, and to add a new section to chapter 12 to stand as section 14 of act No. 243 of the session laws of 1881, entitled 'An act to revise and consolidate the laws relating to the establishment, opening, and improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State,' approved June 8, 1881.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

On motion of Mr. Dunbar,

The House acceded to the request of the Senate for the bill, and it was ordered returned in accordance therewith.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 13, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bills:

1. House bill No. 480 (File No. 187), entitled

A bill to legalize the proceedings had in laying out and completing a certain ditch or drain in the township of Windsor, in the county of Eaton, and to legalize the tax therefor;

2. House bill No. 446, entitled

A bill to provide for the purchase of grass or farming lands for the use and benefit of the Michigan Asylum for the Insane;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

On motion of Mr. Howell,

By a vote of two-thirds of all the members elect, the two named bills were ordered to take immediate effect.

The two bills were then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 13, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 249 (File No. 225), entitled

A bill to regulate the counting of votes at elections;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on elections.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 13, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to re-return to the House the following bill:

House bill No. 31 (File No. 163) entitled

A bill to amend section 4 of act No. 164 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," approved May 21, 1881, said section 4 being compiler's section 5029 of Howell's General Statutes;

And to inform the House that the Senate has amended the enacting section so as to read as follows:

SECTION 1. *The People of the State of Michigan enact*, That section 4 of act No. 164 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," approved May 21, 1881, said section 4 being compiler's section 5029 of Howell's General Statutes, be amended to read as follows;

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Dunbar,

The House concurred, a majority of all the members elect voting therefor, by yeas and nays as follows:

YEAS.

Mr. Baker,	Mr. Dickson,	Mr. Kirkpatrick,	Mr. Sutton,
Bardwell,	Diekema,	Lincoln,	Swift,
Bates,	Divine,	Malcolm,	Town,
Beecher,	Dodge,	Manwaring,	Ulrich,
Bentley,	Dunbar,	Markey,	Walthew,
Boynton,	Eldred,	McCormick,	Waltz,

Mr. Brant,	Mr. Engleman,	Mr. McKie,	Mr. Watson,
Cannon,	Estee,	McNabb,	Webber,
Carlton,	Ford,	O'Keefe,	Wellman,
Case, A. T.,	Gardner,	Oviatt,	Wiggins,
Case, J. A.,	Hammond,	Parkhurst,	Williams,
Chapman,	Harper,	Post,	Wilson,
Coleman,	Hayes,	Potter,	Wood,
Conrad,	Houk,	Powers,	Woodruff,
Crozer,	Howell,	Sellers,	Wright,
Dakin,	Johnson,	Staples,	Speaker,
Davis,	Jones,	Stark,	

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## NAYS.

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On motion of Mr. Dunbar,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 15, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 456 (File No. 372,) entitled

A bill to authorize the transcript of a judgment from the docket of one justice of the peace to that of another within this State;

And to inform the House that the Senate has amended the same by adding to the end of section 2 the following:

“*Provided*, That no transcript shall issue upon such judgment when there was no personal service;”

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Markey,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Baker,	Mr. Dickson,	Mr. Kirkpatrick,	Mr. Sellers,
Bardwell,	Diekema,	Lincoln,	Snyder,
Bates,	Divine,	Malcolm,	Staples,
Beecher,	Dodge,	Manwaring,	Stark,
Brant,	Dunbar,	Markey,	Swift,
Cannon,	Eldred,	McClelland,	Town,
Carlton,	Estee,	McGregor,	Ulrich,
Case, A. T.,	Ford,	McKie,	Walthew,
Case, J. A.,	Gardner,	McNabb,	Watson,
Chapman,	Hammond,	O'Keefe,	Weiss,
Coleman,	Harper,	Oviatt,	Wiggins,

Mr. Conrad,	Mr. Hayes,	Mr. Parkhurst,	Mr. Williams,	
Cossitt,	Houk,	Post,	Wilson,	
Cross,	Howell,	Potter,	Wood,	
Crozer,	Jones,	Richardson,	Woodruff,	
Davis,	Kelly,	Rumsey,	Wright,	64

NAYS.

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The bill then was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,  
Lansing, June 15, 1885. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed to return to the House the following bill :

House bill No. 458 (File No. 385), entitled

A bill to amend sections 5208 and 5209, of the compiled laws of 1871, being sections 6771 and 6772 of Howell's Annotated Statutes, relative to probate courts;

And to inform the House that the Senate has amended the same by inserting in line 1, section 18, after the word "he" the words "or his law partner;"

And further to inform the House that the Senate has amended the title of said bill so as to read as follows :

A bill to amend section 5209 of the compiled laws of 1871, being section 6772 of Howell's Annotated Statutes, relative to probate courts;

In the passage of which as thus amended and with the title so amended the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully.

LEWIS M. MILLER,

*Secretary of the Senate.*

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Markey,

The House concurred, a majority of all the members elect voting therefor by yeas and nays, as follows :

YEAS.

Mr. Bardwell,	Mr. Divine,	Mr. Lincoln,	Mr. Stark,
Bates,	Dodge,	Long,	Sutton,
Beecher,	Egan,	Malcolm,	Swift,
Blacker,	Eldred,	Manwaring,	Town,
Cannon,	Estee,	Markey,	Ulrich,
Case, A. T.,	Gardner,	McClelland,	Walthew,
Case, J. A.,	Gleason,	McGregor,	Waltz,
Case, O. N.,	Hammond,	McNabb,	Watson,
Chapman,	Harper,	O'Keefe,	Weiss,
Coleman,	Hayes,	Oviatt,	Wellman,
Conrad,	Howell,	Post,	Wiggins,
Cossitt,	Johnson,	Potter,	Williams,
Cross,	Jones,	Rumsey,	Wilson,
Crozer,	Kelly,	Sellers,	Woodruff,
Davis,	Kirkpatrick,	Staples,	Wright,
Dickson,			



## NAYS.

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The question being on concurring in the amendment made by the Senate to the title,

The title as amended was then agreed to.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,  
Lansing June 15, 1885. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed to re-return to the House the following bill :

House bill No. 668 (File No. 393), entitled

A bill to amend certain sections of an act entitled "An act to organize a union school district of Bay City," approved March 20, 1867;

And to inform the House that the Senate has amended the same as follows:

1. By inserting in line 13, section 2, after the words "two years," the following: "The members of said school meeting, present and entitled to vote thereat, shall elect three inspectors of election, one of whom they shall designate as chairman, who shall make a certified statement under their hand and seal, of persons elected members of said board of education, and of all other questions decided at such meeting, and shall return the same to the recorder of Bay City, who shall receive and keep the same on file;"

2. By adding to the end of section 3 the words "for the remainder of the unexpired term, which vacancy shall be filled by election at the next annual school meeting thereafter;"

In the passage of which as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Crozer,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows :

## YEAS.

Mr. Baker,	Mr. Crozer,	Mr. Kelley,	Mr. Rumsey,
Bardwell,	Davis,	Kirkpatrick,	Sellers,
Bates,	Dickson,	Lincoln,	Snyder,
Beecher,	Diekema,	Long,	Staples,
Bentley,	Divine,	Malcolm,	Sutton,
Blacker,	Dodge,	Manwaring,	Town,
Boynton,	Eldred,	Markey,	Walthew,
Brandon,	Estee,	McClelland,	Waltz,
Cannon,	Hammond,	McGregor,	Watson,
Case, A. T.,	Hampton,	McNabb,	Wellman,
Case, J. A.,	Hankerd,	O'Keefe,	Wiggins,
Case, O. N.,	Hayes,	Qviatt,	Williams,
Coleman,	Holman,	Post,	Wood,
Conrad,	Howell,	Potter,	Woodruff,

Mr. Coomer,  
Cossitt,  
Cross,

Mr. Johnson,  
Jones,

Mr. Powers,  
Richardson,

Mr. Wright,  
Speaker,

65

NAYS.

0

On motion of Mr. Wright,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, {  
Lansing, June 16, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 680 (file No. 282), entitled

A bill to amend section 1 of article V, act No. 259, session laws of 1873, entitled "An act to incorporate the village of Olio," relating to "of the president of said village," and subdivisions 12th and 20th of section 2, article VI, of the same act, relating to "of the board of trustees," and to add a new section to article XII of the same act, to stand as section 9, relating to "of the limit of taxation," and to amend section 1, of article XXIV of the same act," relating to "of the Genesee county jail ;"

And to inform the House that the Senate has amended the same by striking out section 1, article XXIV ;

Also, to inform the House that the Senate has amended the title of the same so as to read as follows:

To amend section 1 of article V, act No. 259, session laws of 1873, entitled "An act to incorporate the village of Olio," relating to "of the president of said village," and subdivisions 12th and 20th of section 2, article VI, of the same act, relating to "of the board of trustees," and to add a new section to article XII of the same act to stand as section 9, relating to "of the limit of taxation ;"

In the passage of which as thus amended, with the title thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Beecher,

The House concurred, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baker,  
Bardwell,  
Bates,  
Beecher,

Mr. Dickson,  
Diekema,  
Divine,  
Dodge,

Mr. Lincoln,  
Long,  
Malcolm,  
Manwaring,

Mr. Staples,  
Stark,  
Sutton,  
Swift,

Mr. Bentley,	Mr. Eldred,	Mr. McClelend,	Mr. Town,	
Brant,	Estee,	McCormick,	Ulrich,	
Cannon,	Gardner,	McGregor,	Walthew,	
Case, A. T.,	Hammond,	McKie,	Waltz,	
Case, J. A.,	Hampton,	McNabb,	Watson,	
Chapman,	Harper,	O'Keefe,	Wellman,	
Coleman,	Hayes,	Parkhurst,	Wiggins,	
Conrad,	Houk,	Post,	Williams,	
Coomer,	Howell,	Potter,	Wood,	
Cross,	Jones,	Richardson,	Woodruff,	
Crozer,	Kelly,	Rumsey,	Speaker,	63
Davis,	Kirkpatrick,	Sellers,		0
NAYS.				

The question being on concurring in the amendment made by the Senate to the title,

The title as amended was then agreed to.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker called Mr. Markey to the chair.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred Senate bill No. 342, entitled

A bill to authorize the city of Battle Creek to construct and maintain water-works and sewers, and to establish a board of public works,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Eldred,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Divine,	Mr. Malcolm,	Mr. Staples,
Baker,	Dodge,	Manwaring,	Stark,
Bardwell,	Eldred,	Markey,	Sutton,
Bates,	Engleman,	McClelend,	Swift,
Beecher,	Estee,	McCormick,	Town,
Brant,	Gardner,	McGregor,	Ulrich,
Cannon,	Hammond,	McKie,	Voorhees,
Case, A. T.,	Hampton,	McNabb,	Waltz,
Case, J. A.,	Harper,	O'Keefe,	Watson,
Chapman,	Hayes,	Parkhurst,	Webber,
Conrad,	Houk,	Post,	Weiss,
Coomer,	Howell,	Powers,	Wellman,
Cossitt,	Johnson,	Richardson,	Williams,
Cross,	Jones,	Rumsey,	Wood,

Mr. Crozer, Dickson, Diekema,	Mr. Kelly, Kirkpatrick, Lincoln,	Mr. Sellers, Shorts, Snyder,	Mr. Woodruff, Wright,	67
NAYS.				0

Title agreed to.

On motion of Mr. Eldred,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The acting Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 16, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

1. House bill No. 676 (File No. 364), entitled

A bill making an appropriation for an engine and boiler house and sundry internal improvements in the State prison at Jackson, Michigan; also an appropriation for the purpose of manufacturing in said institution on State account;

And to inform the House that the Senate has amended the same by striking out of line 1, section 1, the word "six" and inserting in lieu thereof the word "nine;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Bates,

The House concurred, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baker, Bardwell, Bates, Beecher, Boynton, Case, J. A., Coleman, Coomer, Cossitt, Cross, Crozer, Dakin, Davis, Dickson,	Mr. Diekema, Divine, Dodge, Egan, Eldred, Engleman, Estee, Gardner, Hammond, Hankerd, Harper, Hayes, Holman,	Mr. Johnson, Jones, Kelly, Kirkpatrick, Markey, McClelland, McCormick, McKie, McNabb, Northwood, Oviatt, Parkhurst, Post,	Mr. Potter, Powers, Richardson, Shorts, Staples, Sutton, Swift, Town, Watson, Wellman, Wiggins, Wood, Woodruff,	53
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NAYS.

Mr. Adams, Blacker,	Mr. Conrad, Lincoln,	Mr. Ulrich, Voorhees,	Mr. Williams, Wilson,
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Mr. Cannon,	Mr. Long,	Mr. Walthew,	Mr. Wright,	14
Chapman,	Malcolm,			

The bill was then referred to the committee on engrossment and enrollment for enrollment.

Mr. Brant, by unanimous consent, offered the following:

*Resolved*, That G. Van Schelven, Chief Committee Clerk, and James W. Long, Clerk of Committees on State Affairs, Labor Interest and Assistant on Engrossment and Enrollment, be allowed one dollar and fifty cents per day extra compensation during the session, and that orders be drawn for the same.

Mr. Dickson moved to amend the resolution by inserting the name of Caius E. Triplet, Engrossing clerk;

Which motion did not prevail.

Mr. Hankerd moved to amend the resolution by striking out the words "and fifty cents;"

Which motion prevailed.

The question being on the adoption of the resolution as amended,

Mr. Hankerd demanded the yeas and nays.

The demand was seconded, and the resolution was adopted, by yeas and nays as follows:

#### YEAS.

Mr. Barry,	Mr. Davis,	Mr. Houk,	Mr. Richardson,	
Brandon,	Dickson,	Howell,	Rumsey,	
Brant,	Diekema,	Jones,	Sellers,	
Case, J. A.,	Dodge,	Kirkpatrick,	Staples,	
Coleman,	Eldred,	Markey,	Town,	
Collins,	Engleman,	McClelend,	Walthew,	
Conrad,	Estee,	McCormick,	Wellman,	
Coomer,	Hankerd,	O'Keefe,	Woodruff,	
Cross,	Holman,	Post,	Wright,	
Dakin,				37

#### NAYS.

Mr. Bates,	Mr. Hammond,	Mr. Powers,	Mr. Watson,	
Cannon,	Hayes,	Snyder,	Webber,	
Carlton,	Kelly,	Stark,	Weiss,	
Chapman,	Malcolm,	Swift,	Wiggins,	
Dunbar,	Oviatt,	Voorhees,	Williams,	
Gleason,	Parkhurst,	Waltz,	Wood,	24

Mr. Dickson, by unanimous consent, offered the following:

*Resolved*, That the engrossing and enrolling clerk be allowed an additional compensation of \$1 per day from and after the 13th of February to the close of the session, and that an order be drawn for the same;

On motion of Mr. Carlton,

The resolution was laid on the table.

#### THIRD READING OF BILLS.

House bill No. 216 (File No. 327), entitled

A bill to provide for the better protection of the health, comfort, and safety of persons employed in shops and factories,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Dodge,	Mr. Markey,	Mr. Staples,
Baker,	Dunbar,	McClelland,	Stark,
Barry,	Egan,	McCormick,	Swift,
Bates,	Engleman,	McGregor,	Town,
Beecher,	Estee,	McNabb,	Ulrich,
Bentley,	Gardner,	O'Keefe,	Walthew,
Brant,	Hammond,	Oviatt,	Watson,
Case, J. A.,	Harper,	Parkhurst,	Weiss,
Coleman,	Houk,	Post,	Wellman,
Coomer,	Howell,	Potter,	Wiggins,
Cossitt,	Johnson,	Powers,	Williams,
Crozer,	Kirkpatrick,	Richardson,	Wilson,
Dakin,	Long,	Rumsey,	Wood,
Davis,	Malcolm,	Shorts,	Wright, 56

## NAYS.

Mr. Bardwell,	Mr. Conrad,	Mr. Gleason,	Mr. Woodruff,
Chapman,	Dickson,	Hayes,	7

Title agreed to.

Mr. Post moved to take from the table

House bill No. 701 (File No. 352), entitled

A bill to amend section 14, chapter 2, of act No. 213 of the session laws of 1871, relative to assessments for highway purposes, being sections 1338 of Howell's Annotated Statutes of 1882;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Post moved to amend the bill by striking out the proviso in lines 3 and 4, recited Sec. 14, and inserting the said proviso at the end of line 6 in same section;

Which motion prevailed, two-thirds of all the members present voting therefor.

Mr. Watson moved to amend the bill by striking out in line 1, recited section 14, the word "township" and inserting the word "district" in lieu thereof;

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Diekema,	Mr. Lincoln,	Mr. Sellers,
Baker,	Divine,	Malcolm,	Shorts,
Bardwell,	Dodge,	Manwaring,	Snyder,
Barry,	Dunbar,	Markey,	Staples,
Bates,	Engleman,	McClelland,	Sutton,
Beecher,	Estee,	McCormick,	Swift,
Bentley,	Ford,	McGregor,	Town,
Case, J. A.,	Gardner,	McKie,	Ulrich,
Chapman,	Gleason,	Northwood,	Waltz,
Coleman,	Hammond,	O'Keefe,	Weiss,
Coomer,	Hankerd,	Oviatt,	Wellman,
Cossitt,	Harper,	Potter,	Wiggins,

Mr. Cross,  
Crozer,  
Dickson,

Mr. Houk,  
Howell,  
Kirkpatrick,

Mr. Powers,  
Rumsey,

Mr. Williams,  
Woodruff,

58

NAYS.

Mr. Cannon,

Mr. Watson,

2

Title agreed to.

Mr. Diekema moved to take from the table the report of the committee of conference on

House bill No. 272 (File No. 414), entitled

A bill to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto;

Which report is found in the Journal of Monday, June 15.

The question being on the adoption of the said report of the committee of conference,

The report was concurred in; a majority of all the members elect voting therefor by yeas and nays as follows:

YEAS.

Mr. Baker,  
Bardwell,  
Bates,  
Beecher,  
Bentley,  
Blacker,  
Boynton,  
Brandon,  
Brant,  
Cannon,  
Carlton,  
Case, J. A.,  
Case, O. N.,  
Chapman,  
Coleman,  
Collins,  
Conrad,  
Coomer,  
Cossitt,  
Cross,

Mr. Crozer,  
Dakin,  
Davis,  
Diekema,  
Divine,  
Dodge,  
Dunbar,  
Egan,  
Eldred,  
Engleman,  
Estee,  
Ford,  
Gardner,  
Gleason,  
Hammond,  
Hampton,  
Hankerd,  
Hayes,  
Howell,  
Johnson,

Mr. Jones,  
Kelly,  
Kirkpatrick,  
Lincoln,  
Malcolm,  
Manwaring,  
Markey,  
McClelend,  
McCormick,  
McGregor,  
McKie,  
McNabb,  
Northwood,  
O'Keefe,  
Oviatt,  
Parkhurst,  
Post,  
Potter,  
Powers,

Mr. Richardson,  
Rumsey,  
Sellers,  
Shorts,  
Snyder,  
Staples,  
Stark,  
Sutton,  
Swift,  
Town,  
Waltz,  
Watson,  
Weiss,  
Wellman,  
Wiggins,  
Williams,  
Wilson,  
Wood,  
Woodruff,

78

NAYS.

Mr. Holman,

1

Mr. Brandon moved to suspend the rule limiting the time within which a motion to reconsider a vote may be made;

Which motion prevailed, two-thirds of all the members present voting therefor.

Mr. Dunbar moved to reconsider the vote by which the House concurred in the adoption of the substitute reported by the committee to

House bill No. 499, entitled

A bill to amend sections 8 and 4 of chapter 1 of an act entitled "An act to provide a charter for the city of Detroit;"

Which motion prevailed.

On motion of Mr. O. N. Case,

The bill was re-committed to the committee on municipal corporations.

House bill No. 626 (File No. 388), entitled

A bill to amend section 4339 of the compiled laws of 1871, being section 5802 of Howell's Annotated Statutes, relative to the probate of wills,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Dunbar,	Mr. Lincoln,	Mr. Snyder,
Baker,	Eldred,	Malcolm,	Staples,
Bardwell,	Estee,	Manwaring,	Swift,
Bates,	Ford,	Markey,	Town,
Beecher,	Gardner,	McCormick,	Ulrich,
Bentley,	Gleason,	McKie,	Voorhees,
Boynton,	Hammond,	McNabb,	Waltz,
Cannon,	Hampton,	Oviatt,	Watson,
Collins,	Hankerd,	Parkhurst,	Webber,
Conrad,	Harper,	Post,	Weiss,
Coomer,	Houk,	Potter,	Wellman,
Cross,	Howell,	Powers,	Wiggins,
Crozer,	Johnson,	Richardson,	Williams,
Dakin,	Jones,	Rumsey,	Wilson,
Davis,	Kirkpatrick,	Shorts,	Woodruff,
Diekema,			

61  
0

## NAYS.

Title agreed to.

House bill No. 732 (File No. 427), entitled

A bill to authorize the purchase of certain books for the use of township officers,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Divine,	Mr. Jones,	Mr. Richardson,
Bardwell,	Dunbar,	Kelly,	Staples,
Bates,	Eldred,	Kirkpatrick,	Stark,
Beecher,	Estee,	Lincoln,	Town,
Bentley,	Ford,	Malcolm,	Ulrich,
Boynton,	Gardner,	Manwaring,	Walthew,
Cannon,	Gleason,	Markey,	Waltz,
Case, J. A.,	Hammond,	McClelend,	Watson,
Clark,	Hampton,	McKie,	Webber,
Conrad,	Harper,	McNabb,	Weiss,
Crozer,	Hayes,	Oviatt,	Wellman,
Davis,	Houk,	Parkhurst,	Wilson,
Dickson,	Howell,	Post,	Wood,
Diekema,	Johnson,	Potter,	Woodruff,

56

## NAYS.

Mr. Chapman, Mr. Long,

2

Title agreed to.



Mr. Divine moved to take from the table

House bill No. 401 (File No. 276), entitled

A bill to amend section 13 of chapter III of act No. 104, session laws of 1881, being consecutive section 5065 of Howell's Annotated Statutes, relative to the employment of teachers in public schools.

Mr. Ford demanded the previous question.

The demand was seconded.

The question being shall the main question be now put,

The same was ordered.

The motion to take the bill from the table then prevailed.

The question being on the passage of the bill,

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Diekema,	Mr. Howell,	Mr. Potter,
Bates,	Divine,	Jones,	Richardson,
Carlton,	Dodge,	Kelly,	Rumsey,
Case, J. A.,	Dunbar,	Kirkpatrick,	Shorts,
Case, O. N.,	Eldred,	Long,	Snyder,
Clark,	Eatee,	Manwaring,	Staples,
Coleman,	Ford,	Markey,	Stark,
Cossitt,	Gleason,	McCormick,	Sutton,
Cross,	Hammond,	McNabb,	Voorhees,
Orozer,	Harper,	Northwood,	Waltz,
Dakin,	Hayes,	Oviatt,	Watson,
Davis,	Holman,	Parkhurst,	Weiss,
Dickson,	Houk,	Post,	Wilson, 52

#### NAYS.

Mr. Baker,	Mr. Hampton,	Mr. McKie,	Mr. Wellman,
Cannon,	Johnson,	Swift,	Wiggins,
Conrad,	Lincoln,	Town,	Williams,
Engleman,	Malcolm,	Ulrich,	Wood,
Gardner,	McClelend,	Webber,	Woodruff, 20

Title agreed to.

House bill No. 537 (File No. 376), entitled

A bill to provide for a revision of the practice of courts of law and equity,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Carlton,	Mr. Divine,	Mr. Houk,	Mr. Post,
Case, O. N.,	Dunbar,	Kirkpatrick,	Staples,
Orozer,	Eldred,	Lincoln,	Watson,
Dakin,	Ford,	Markey,	Wilson,
Davis,	Gardner,	McClelend,	Wood,
Diekema,	Holman,		

22

#### NAYS.

Mr. Adams,	Mr. Gleason,	Mr. Malcolm,	Mr. Stark,
Bardwell,	Hammond,	McCormick,	Sutton,
Bates,	Hanker,	Northwood,	Swift,
Beecher,	Harper,	O'Keefe,	Town,

Mr. Case, J. A.,	Mr. Howell,	Mr. Oviatt,	Mr. Webber,
Collins,	Johnson,	Parkhurst,	Weiss,
Conrad,	Jones,	Richardson,	Williams,
Cross,	Long,	Rumsey,	Woodruff,
Dickson,			

83

House bill No. 496 (File No. 420), entitled

A bill to amend section 345 of compiled laws of 1857, the same being section 483 of Howell's Annotated Statutes,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Bates moved to amend the bill by striking out in line 8, subdivision 17, recited section 11, the following proviso: "*Provided further*, That in all cases the certificate of the justice shall not exceed the statutory provisions allowed in such cases," and inserting the following in lieu thereof:

"And the clerk of any county where such vote shall have been once taken shall thereafter at any time be and he is hereby authorized to audit and allow said claims according to the statutes in such cases made and provided, until such board or some subsequent board shall have annulled the action authorizing the payment of such claims by a like majority vote;"

Which motion prevailed, two-thirds of all the members present voting therefor.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Dakin,	Mr. Howell,	Mr. Oviatt,
Bardwell,	Davis,	Johnson,	Parkhurst,
Bates,	Dickson,	Kelly,	Powers,
Beecher,	Diekema,	Kirkpatrick,	Shorts,
Bentley,	Divine,	Long,	Snyder,
Boynton,	Dodge,	Manwaring,	Staples,
Carlton,	Eldred,	Markey,	Town,
Case, A. T.,	Ford,	McClelland,	Voorhees,
Case, J. A.,	Gardner,	McCormick,	Waltz,
Chapman,	Gleason,	McGregor,	Watson,
Conrad,	Hammond,	McKie,	Wellman,
Cossitt,	Hampton,	McNabb,	Wiggins,
Cross,	Hanker,	Northwood,	Woodruff,
Crozer,			

53

## NAYS.

Mr. Dunbar,	Mr. O'Keefe,	Mr. Williams,	Mr. Wood,
Malcolm,	Swift,		

6

The question being on agreeing to the title,

Mr. Ford moved to amend the title by adding thereto the words "relative to boards of supervisors;"

Which motion prevailed.

The title as amended was then agreed to.

Mr. Northwood offered the following:

*Resolved*, That an extra compensation of one dollar per day during the session be allowed to Wm. H. Miller, clerk of committee on drainage, public

health, towns and counties, and liquor traffic, and that an order be drawn for the same.

Mr. Blacker moved to amend the resolution so as to include the House janitress, Mrs. Coops;

Which was agreed to.

Mr. Hankerd moved to farther amend the resolution so as to include the keeper of the cloak-room, Wm. Tomlinson;

Which was agreed to.

On motion of Mr. Chapman,

The resolution was then laid on the table.

On motion of Mr. Dickson,

The House took a recess until 2 o'clock P. M.

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AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

Mr. Markey, by unanimous consent, offered the following:

WHEREAS, The clerk of the judiciary committee of this House has been faithful and attentive to his work, and has done a large amount of work in addition to that necessarily pertaining to his said office;

AND WHEREAS, He has done much of the work heretofore done by the engrossing and enrolling clerk; therefore

*Resolved*, That he be allowed extra compensation at the rate of one dollar per day for the session, and that an order be drawn for the same.

Mr. Wright moved to amend the resolution by adding thereto the following:

*Resolved*, That Caius E. Triplett, engrossing and enrolling clerk, be allowed one dollar extra pay per diem from February 14, 1885, until the close of the session, and that an order be drawn for the same;

Pending which,

On motion of Mr. Chapman,

The resolution was laid on the table.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 499, entitled

A bill to amend sections 3 and 4, of chapter 1, of an act entitled "An act to provide a charter for the city of Detroit," being act No. 326 of the session laws of 1883, approved June 7, 1883, and to add a new section to said chapter to be known as section 6, and also to detach certain portions of territory from the townships of Hamtramck, Springwells, and Greenfield, and to annex the same to the city of Detroit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House with the accompanying substitute therefor, entitled

A bill to amend sections 3, 4, and 5 of chapter 1, of an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," being act No. 326 of the session laws of 1883, approved June 7, 1883, and to add five new sections to said chapter, to be known as sections six, seven, eight, nine and ten,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Sellers,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole and placed on the general order.

Mr. Cossitt moved to take from the table,

House bill No. 738, entitled

A bill to provide for the payment of certain drain taxes apportioned in the construction of the Beaver Dam drain, in the township of Courtland in the county of Kent;

Which motion prevailed.

On motion of Mr. Cossitt,

The bill was referred to the committee on drainage.

By the committee on education:

The committee on education, to whom was referred

House bill No. 264, entitled

A bill to prevent the use of tobacco by teachers or pupils of public and private schools in and around school rooms or upon school grounds,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

MILO D. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Markey,

The bill was laid on the table.

Mr. Egan moved to take from the table

House bill No. 726, entitled

A bill to appropriate moneys for the use of the State House of Correction and Reformatory at Ionia;

Which motion prevailed.

On motion of Mr. Egan,

The bill was referred to the committees on ways and means and house of correction jointly.

#### THIRD READING OF BILLS.

Senate bill No. 273 (File No. 230), entitled

A bill to incorporate the public schools of Oscoda,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Markey moved to amend the bill as follows:

1. Amend section 1, line 2, by striking out the words "now known as," and insert the words "including also;"

2. Amend lines 3 and 4, section 1, by striking out all between the word "Oscoda" in line 3, and the word "shall" in line 4;

3. Amend line 7, section 2, by adding after the word "said" the word "graded;"

4. Amend line 4, section 4, by inserting after the word "said" the word "graded;"

5. Amend line 1, section 9, by striking out the first word "that;"

6. Amend section 10 by adding at the end of the section the following: "and in case of their absence any electors may be chosen;"

Which motion prevailed, two-thirds of all the members present voting therefor.

The bill was then passed, a majority of all the members elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Divine,	Mr. Kirkpatrick,	Mr. Snyder,
Baker,	Dunbar,	Malcolm,	Staples,
Bardwell,	Egan,	Manwaring,	Stark,
Beecher,	Eldred,	Markey,	Sutton,
Beekman,	Engleman,	Mason,	Swift,
Bentley,	Estee,	McClelland,	Town,
Boynton,	Ford,	McCormick,	Ulrich,
Brandon,	Gardner,	McKie,	Voorhees,
Cannon,	Gleason,	McNabb,	Waltz,
Case, J. A.,	Hammond,	O'Keefe,	Watson,
Case, O. N.,	Hankerd,	Oviatt,	Webber,
Chapman,	Harper,	Parkhurst,	Wiggins,
Conrad,	Hayes,	Post,	Williams,
Coomer,	Holman,	Potter,	Wilson,
Cossitt,	Houk,	Powers,	Wood,
Cross,	Howell,	Richardson,	Woodruff,
Crozer,	Jones,	Rumsey,	Wright,
Dickson,	Kelly,	Shorts,	Speaker,
Diekema,			

## NAYS.

73  
0

Title agreed to.

On motion of Mr. Markey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 368 (File No. 240), entitled

A bill to authorize the enlisting, organization, equipping and mustering into the State service of military companies at Menominee, Muskegon, Detroit, Jackson, and Grand Rapids, in the State of Michigan, to be attached to the regiments of State troops,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Davis,	Mr. Kelly,	Mr. Richardson,
Beecher,	Dickson,	Kirkpatrick,	Rumsey,
Beekman,	Diekema,	Lincoln,	Sellers,
Bentley,	Divine,	Manwaring,	Shorts,
Blacker,	Dunbar,	Markey,	Staples,
Cannon,	Estee,	Mason,	Stark,
Case, J. A.,	Ford,	McClelland,	Swift,
Case, O. N.,	Gardner,	McCormick,	Town,
Chapman,	Gleason,	McKie,	Ulrich,

Mr. Coleman, Conrad, Coomer, Cossitt, Cross, Crozer,	Mr. Hankerd, Harper, Hayes, Houk, Johnson, Jones,	Mr. McNabb, O'Keefe, Oviatt, Parkhurst, Post, Potter,	Mr. Walthew, Watson, Webber, Wiggins, Wilson,	59
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## NAYS.

Mr. Malcolm,	Mr. Powers,	Mr. Weiss,	Mr. Williams,	4
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Title agreed to.

On motion of Mr. Crozer,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate joint resolution No. 10, entitled

Joint resolution for the payment of expenses incurred in examinations of charges against Nelson DeLong, mayor of the city of Muskegon,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Beecher, Blacker, Cannon, Case, J. A., Case, O. N., Chapman, Coomer, Cossitt, Cross, Crozer, Davis, Dickson, Diekema, Divine,	Mr. Dunbar, Egan, Eldred, Engleman, Estee, Ford, Hampton, Hankerd, Hayes, Holman, Houk, Howell, Jones, Kirkpatrick,	Mr. Lincoln, Malcolm, Manwaring, Markey, Mason, McClelland, McCormick, McKie, McNabb, North, Northwood, Oviatt, Parkhurst, Post,	Mr. Richardson, Rumsey, Shorts, Snyder, Staples, Town, Ulrich, Voorhees, Walthew, Webber, Wilson, Woodruff, Wright,	55
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## NAYS.

Mr. Conrad, Johnson, Long,	Mr. O'Keefe, Swift,	Mr. Watson, Weiss,	Mr. Wellman, Williams,	9
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Title agreed to.

On motion of Mr. Diekema,

By a vote of two-thirds of all the members elect, the joint resolution was ordered to take immediate effect.

Mr. Shorts moved to take from the table,

House bill No. 264, entitled

A bill to prohibit the use of tobacco by teachers or pupils of public or private schools in and around school rooms or upon school grounds;

Which motion prevailed.

On motion of Mr. Shorts,

The bill was put upon its immediate passage.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Walthew moved to strike out the enacting words of the bill;

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Baker,	Mr. Dunbar,	Mr. Kirkpatrick,	Mr. Shorts,
Bardwell,	Eldred,	Manwaring,	Staples,
Beecher,	Estee,	Markey,	Stark,
Beekman,	Gardner,	McCormick,	Sutton,
Bentley,	Gleason,	McNabb,	Swift,
Cannon,	Hammond,	Northwood,	Town,
Case, J. A.,	Hampton,	O'Keefe,	Ulrich,
Chapman,	Hankerd,	Oviatt,	Voorhees,
Coleman,	Harper,	Parkhurst,	Watson,
Conrad,	Hayes,	Post,	Webber,
Cossitt,	Holman,	Potter,	Williams,
Crozer,	Howell,	Powers,	Wood,
Dickson,	Johnson,	Rumsey,	Woodruff,
Diekema,	Jones,	Sellers,	Speaker,
Divine,			

57

## NAYS.

Mr. Blacker,	Mr. Egan,	Mr. Kelly,	Mr. McKie,
Brant,	Engleman,	Malcolm,	North,
Case, O. N.,	Ford,	Mason,	Walthew,
Coomer,	Houk,	McClelend,	Wellman,
Cross,			

17

Title agreed to.

Mr. Egan moved to discharge the committee of the whole from the further consideration of

House bill No. 449, entitled

A bill to amend sections 8 and 4, of chapter 1, of an act entitled "An act to provide a charter for the city of Detroit," being act No. 326, of the session laws of 1883, approved June 7, 1883, and to add a new section to said chapter to be known as section 6, and also to detach certain portions of territory from the townships of Hamtramck, Springwells, and Greenfield, and to annex the same to the city of Detroit ;

Which motion did not prevail.

Mr. Baker, by unanimous consent, offered the following :

WHEREAS, The Attorney General has examined the (so called) report of the "Mutual Marriage Benevolent Association," of Marine City, as transmitted to him by the House ;

AND WHEREAS, He has also investigated the articles of association as filed in the office of the Secretary of State, of said corporation, and has declared in his opinion, that said association is not duly organized under the recited statute, as contained in the before mentioned articles of association ; and further, that it is not duly organized under any statute of our State ; therefore be it

*Resolved by the House,* That the Attorney General be instructed to close up the business of said association ;

Which was adopted.

Senate bill No. 22 (File No. 191), entitled

A bill to amend sections 1442, 1443, 1445, and 1446 of Howell's Annotated Statutes, being sections 1, 2, 4, and 5 of Act No. 244 of the session laws of 1879, entitled "An act for the collection of damages sustained by reason of defective public highways, streets, bridges, cross-walks, and culverts," so as to make said act cover damages sustained by reason of defective sidewalks;

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. O. N. Case moved to amend the bill by inserting in line 2, Sec. 7, after the word "act," the words "on account of bodily injuries sustained by reason of defective sidewalks;"

Which motion prevailed, two-thirds of all the members present voting therefor.

The question being on the passage of the bill,

Mr. Adams moved to amend line 2, Sec. 5, by striking out the word "three" and inserting the word "five" in lieu thereof;

Which was not agreed to.

The bill was then passed, a majority of all the members elect voting therefor by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Conrad,	Mr. Holman,	Mr. Post,
Bardwell,	Coomer,	Houk,	Potter,
Barry,	Cossitt,	Howell,	Richardson,
Beecher,	Cross,	Johnson,	Sellers,
Beekman,	Crozer,	Jones,	Stark,
Bentley,	Dakin,	Kirkpatrick,	Sutton,
Blacker,	Diekema,	Long,	Swift,
Brandon,	Divine,	Manwaring,	Town,
Cannon,	Dodge,	Markey,	Ulrich,
Carlton,	Dunbar,	McOlelend,	Waltz,
Case, A. T.,	Estee,	McCormick,	Watson,
Case, J. A.,	Ford,	McKie,	Weiss,
Case, O. N.,	Gardner,	McNabb,	Wiggins,
Chapman,	Hankerd,	North,	Wood,
Coleman,	Harper,	Oviatt,	Woodruff,
Collins,	Hayes,	Parkhurst,	Wright, 64

## NAYS.

Mr. Baker,	Mr. Dickson,	Mr. Hammond,	Mr. Malcolm,
Boynton,			5

Title agreed to.

The Speaker called Mr. Ford to the chair.

Mr. Parkhurst moved to take from the table

House bill No. 593 (File No. 373), entitled

A bill to prevent persons selling drugs from selling intoxicating liquors as a beverage;

Which motion prevailed.

The first pending question being on the indefinite postponement of the bill,

Mr. Chapman demanded the yeas and nays.

The demand was seconded, and the motion to indefinitely postpone the further consideration of the bill did not prevail, by yeas and nays, as follows:



## YEAS.

Mr. Adams,	Mr. Case, O. N.,	Mr. Holman,	Mr. Staples,
Bardwell,	Collins,	Johnson,	Sutton,
Barry,	Conrad,	Kelly,	Ulrich,
Blacker,	Dakin,	McOlelend,	Waltz,
Boynnton,	Ford,	McKie,	Weiss,
Cannon,	Hammond,	McNabb,	Wilson,
Carlton,	Hankerd,	Snyder,	Wright,
Case, J. A.,			

29

## NAYS.

Mr. Baker,	Mr. Divine,	Mr. Malcolm,	Mr. Swift,
Bentley,	Dunbar,	Manwaring,	Town,
Case, A. T.,	Eldred,	McCormick,	Voorhees,
Chapman,	Gardner,	Oviatt,	Watson,
Coomer,	Hampton,	Parkhurst,	Webber,
Cossitt,	Hayes,	Powers,	Wellman,
Cross,	Houk,	Rumsey,	Wiggins,
Crozer,	Howell,	Shorts,	Williams,
Dickson,	Jones,	Stark,	Woodruff,
Diekema,	Kirkpatrick,		

38

The question next recurring on concurring in certain amendments made to the bill by the committee of the whole,

Mr. Wright moved that the bill be laid on the table.

Mr. Chapman demanded the yeas and nays.

The demand was seconded, and the motion to lay the bill on the table prevailed by yeas and nays, as follows:

## YEAS.

Mr Adams,	Mr. Case, O. N.,	Mr. Holman,	Mr. Rumsey,
Barry,	Collins,	Johnson,	Snyder,
Blacker,	Conrad,	Manwaring,	Sutton,
Boynnton,	Cossitt,	McOlelend,	Ulrich,
Brandon,	Engleman,	McKie,	Waltz,
Cannon,	Ford,	McNabb,	Weiss,
Carlton,	Gleason,	Wilson,	Wilson,
Case, J. A.,	Hankerd,	Richardson,	Wright,

33

## NAYS.

Mr. Baker,	Mr. Dunbar,	Mr. McCormick,	Mr. Voorhees,
Bardwell,	Gardner,	North,	Watson,
Chapman,	Hammond,	Oviatt,	Webber,
Coomer,	Hayes,	Parkhurst,	Wellman,
Cross,	Howell,	Powers,	Wiggins,
Crozer,	Jones,	Swift,	Williams,
Diekema,	Kirkpatrick,	Town,	Woodruff,
Divine,	Malcolm,		

30

Senate bill No. 1 (File No. 20), entitled

A bill to amend section 4897 of the compiled laws of 1871, being section 6393 of Howell's Statutes relative to salaries of justices of the supreme court,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Case, O. N.,	Mr. Estee,	Mr. North,
Beekman,	Collins,	Ford,	Snyder,
Blacker,	Coomer,	Jones,	Ulrich,
Brandon,	Croser,	Kirkpatrick,	Wellman,
Campbell,	Crozer,	Markey,	Wilson,
Cannon,	Diekema,	McCormick,	Wright,
Carlton,	Dunbar,		

26

## NAYS.

Mr. Bardwell,	Mr. Hammond,	Mr. McKie,	Mr. Swift,
Bentley,	Hampton,	McNabb,	Town,
Boynton,	Hankerd,	Oviatt,	Voorhees,
Case, J. A.,	Hayes,	Parkhurst,	Waltz,
Chapman,	Holman,	Potter,	Watson,
Conrad,	Houk,	Powers,	Webber,
Cossitt,	Howell,	Richardson,	Weiss,
Divine,	Johnson,	Rumsey,	Wiggins,
Eldred,	Kelly,	Sellers,	Williams,
Gardner,	Malcolm,	Shorts,	Woodruff,
Gleason,	Manwaring,	Stark,	

43

Senate bill No. 178 (File No. 165), entitled

A bill to amend act number 192 of the public acts for the year 1879, being section 9315 of Howell's Annotated Statutes, relative to the punishment of libel and slander, and to add one new section thereto to stand as section 2,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Crozer,	Mr. Kirkpatrick,	Mr. Sellers,
Baker,	Dickson,	Manwaring,	Shorts,
Bardwell,	Diekema,	Markey,	Snyder,
Beekman,	Divine,	Mason,	Sutton,
Bentley,	Dunbar,	McCormick,	Swift,
Boynton,	Eldred,	McNabb,	Town,
Brandon,	Estee,	North,	Ulrich,
Cannon,	Ford,	Oviatt,	Voorhees,
Carlton,	Gardner,	Parkhurst,	Watson,
Case, J. A.,	Hankerd,	Post,	Webber,
Case, O. N.,	Harper,	Potter,	Wellman,
Chapman,	Hayes,	Powers,	Wiggins,
Collins,	Houk,	Richardson,	Woodruff,
Conrad,	Howell,	Rumsey,	Wright,
Cossitt,	Jones,		

58

## NAYS.

Mr. Gleason,	Mr. Johnson,	Mr. Williams,	Mr. Wilson,
Holman,	McKie,		

6

Title agreed to.

Senate bill No. 31 (File No. 241), entitled

A bill to establish an advisory board in the matter of pardons,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Post moved to amend the bill by inserting after the enacting clause, in line 1, the words, "That the judges of the supreme court shall be called and known as 'The Advisory Board in the matter of pardons;'"

Which was not agreed to.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Bardwell,	Mr. Divine,	Mr. Manwaring,	Mr. Ulrich,
Barry,	Engleman,	Mason,	Walthew,
Beekman,	Estee,	McClelend,	Watson,
Brandon,	Ford,	McCormick,	Webber,
Case, J. A.,	Gleason,	McNabb,	Wellman,
Cossitt,	Houk,	North,	Wiggins,
Cross,	Howell,	Oviatt,	Williams,
Crozer,	Kelly,	Parkhurst,	Wilson,
Davis,	Kirkpatrick,	Rumsey,	Wood,
Dickson,	Lincoln,	Sellers,	Wright,
Diekema,	Malcolm,	Town,	

48

## NAYS.

Mr. Adams,	Mr. Clark,	Mr. Hankerd,	Mr. Powers,
Baker,	Coleman,	Harper,	Richardson,
Beecher,	Collins,	Hayes,	Shorts,
Bentley,	Conrad,	Holman,	Stark,
Blacker,	Dunbar,	Johnson,	Sutton,
Boynton,	Eldred,	Markey,	Swift,
Cannon,	Gardner,	McKie,	Waltz,
Carlton,	Hammond,	Post,	Weiss,
Case, O. N.,	Hampton,	Potter,	Woodruff,

36

Mr. Blacker moved to reconsider the vote by which the House refused to pass the bill ;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Blacker,

The bill was laid on the table.

House bill No. 605 (File 342), entitled

A bill to amend an act entitled "An act to revise the charter of the city of Lansing," approved March 25, 1875, as amended by act No. 272, laws of 1877, and as amended by act No. 308, laws of 1883,

Was read a third time and passed, a majority of all the members elect voting therefor by yeas and nays, as follows :

## YEAS.

Mr. Adams,	Mr. Dickson,	Mr. Johnson,	Mr. Powers,
Baker,	Diekema,	Kirkpatrick,	Richardson,
Bardwell,	Dodge,	Lincoln,	Rumsey,
Barry,	Dunbar,	Malcolm,	Stark,
Beekman,	Eldred,	Manwaring,	Sutton,
Bentley,	Engleman,	Markey,	Swift,
Blacker,	Estee,	Mason,	Town,
Boynton,	Ford,	McClelend,	Ulrich,
Cannon,	Gardner,	McCormick,	Voorhes,

Mr. Carlton,	Mr. Gleason,	Mr. McGregor,	Mr. Walthew,	
Case, O. N.,	Hammond,	McKie,	Waltz,	
Chapman,	Hankerd,	McNabb,	Watson,	
Collins,	Harper,	North,	Weiss,	
Conrad,	Hayes,	O'Keefe,	Wiggins,	
Cossitt,	Holman,	Oviatt,	Wilson,	
Cross,	Houk,	Parkhurst,	Woodruff,	
Crozer,	Howell,	Post,	Wright,	68

## NAYS.

Mr. Dakin, 1

Title agreed to.

Senate joint resolution No. 28 (File No. 22), entitled

Joint resolution for placing a statue of Gen. Lewis Cass in the Representative gallery at the National Capitol,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Lincoln moved to amend the joint resolution by adding thereto the following:

"*Provided*, That the money hereby appropriated shall not be drawn from the treasury until the year 1888, and the same shall be incorporated in the State tax for the year 1887;

Which motion prevailed, two-thirds of all the members present voting therefor.

The joint resolution was then passed, a majority of all the members elect voting therefor by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. Harper,	Mr. O'Keefe,	
Baker,	Cross,	Hayes,	Parkhurst,	
Bardwell,	Crozer,	Houk,	Richardson,	
Beekman,	Davis,	Howell,	Rumsey,	
Bentley,	Dickson,	Johnson,	Sellers,	
Blacker,	Diekema,	Kirkpatrick,	Shorts,	
Brandon,	Divine,	Lincoln,	Snyder,	
Brant,	Dodge,	Long,	Sutton,	
Cannon,	Dunbar,	Malcolm,	Town,	
Case, J. A.,	Eldred,	Markey,	Ulrich,	
Case, O. N.,	Estee,	McCormick,	Walthew,	
Clark,	Ford,	Mason,	Wiggins,	
Coleman,	Gleason,	McKie,	Wilson,	
Collins,	Hammond,	McNabb,	Woodruff,	
Conrad,	Hampton,	North,	Wright,	
Coomer,				61

## NAYS.

Mr. Chapman, Mr. Gardner, Mr. Watson, Mr. Weiss, 7  
Dakin, Swift, Webber,

Title agreed to.

The Speaker resumed the chair.

By the committee on judiciary:

The committee on judiciary, to whom was referred  
Senate bill No. 88 (File No. 249), entitled

A bill relative to suits for libel,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

DANIEL P. MARKEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Ford,

The bill was placed on the order of third reading.

On motion of Mr. Chapman,

The House took up

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, June 16, 1885. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following concurrent resolution:

*Resolved,* By the Senate (the House of Representatives concurring), That the action of our Michigan Senators in voting for the ratification of the pending treaty of the United States with the republic of Nicaragua, be approved, and that our Representatives are hereby requested to vote for the appropriations necessary to construct said canal in pursuance of the terms of said treaty when the same shall have been ratified;

Which has been adopted by the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

On motion of Mr. Ford,

The resolution was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 16, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 300 (File No. 90), entitled

A bill to amend section 1 of act No. 177, of the session laws of 1881, entitled, "An act relative to the delivery of grain by railway companies," approved May 31, 1881;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and

On motion of Mr. Chapman,

The bill was placed on the order of third reading.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 16, 1885. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed to return to the House the following bill:

House bill No. 608 (File No. 422), entitled

A bill making an appropriation of State swamp lands to aid the county of Ingham to drain and reclaim certain swamp and overflowed lands by opening and deepening the outlet of Hewes and Ewers lakes, and to authorize a tax to complete the same, and to repeal act No. 85 of the session laws of 1881, entitled "An act to authorize the board of control of State swamp lands to make an appropriation of swamp land to drain and reclaim certain swamp and overflowed lands in Ingham and Bunkerhill townships, Ingham county, by opening and deepening the natural outlet of Hewes and Ewers lakes," approved April 12, 1881;

In the passage of which the Senate has concurred by a vote of two-thirds of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

Mr. Ford moved to discharge the committee of the of the whole from the further consideration of

1. House joint resolution No. 23 (File No. 26), entitled

Joint resolution authorizing the Board of State Auditors to provide for lighting the State Capitol building and grounds with electricity;

2. House bill No. 675 (File No. 423), entitled

A bill to amend an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts or parts of acts in conflict therewith," approved June 7, 1883, so as to abolish the board of councilmen; to create and establish a board of estimates, and to provide that the city assessors shall be elected;

3. House bill No. 418 (File No. 317), entitled

A bill to amend section 1 of act No. 231, session laws of 1879, being consecutive section No. 4970 of Howell's Annotated Statutes, relative to the granting of State certificates of qualification to teachers;

4. Senate bill No. 58 (File No. 206) entitled

A bill to provide for the punishment of murderous assaults with dangerous or deadly weapons;

5. House bill No. 278 (File No. 147), entitled

A bill to provide for the inspection and management of stationary and portable steam boilers, licensing engineers, and appointment of inspectors;

6. House bill No. 454 (File No. 408), entitled

A bill to amend section 9378, chapter 325, of Howell's Annotated Statutes, relative to the maintenance of political purity;

7. Senate bill No. 226 (File No. 257), entitled

A bill to amend sections 13, 15, and 17 of article 4 of act No. 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad, and other corpora-

tions owning or operating any railroad in this State, and the several acts amendatory thereof," and to add two new sections thereto to stand as sections 22 and 23, for the prevention of trespassing on railroad tracks and providing penalties for violations of subdivision fifth, section 9 of article 2 of said act No. 198, session laws of 1871;

8. Senate bill No. 345 (File No. 140), entitled

A bill to amend section 5 of act No. 79 of the session laws of 1873, entitled "An act to provide for the appointment of a Commissioner of Railroads, and to define his powers, duties, and fix his compensation," and the acts amendatory thereof;

Which motion prevailed.

On motion of Mr. Ford,

The eight named bills were placed on the order of third reading.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor the following:

House bill No. 388 (File No. 246), entitled

A bill to provide for the retirement of aged and disabled firemen and the payment of pensions to the wives and children of deceased firemen killed in the service of the city of Detroit;

Also,

House bill No. 456 (File No. 372), entitled

A bill to authorize the transcript of a judgment from the docket of one justice of the peace to that of another within this State.

R. J. DICKSON, *Chairman*.

Report accepted.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 668 (File No. 393), entitled

A bill to amend certain sections of an act entitled "An act to organize a union school district of Bay City," approved March 20, 1867;

Also,

Concurrent resolution relative to the publication of the journals and documents of the present Legislature;

Also,

House bill No. 446, entitled

A bill to provide for the purchase of grass or farming lands for the use and benefit of the Michigan Asylum for the Insane, and to make payment for the same out of surplus moneys now or to accumulate in the hands of the treasurer of said asylum;

Also,

House bill No. 676 (File No. 364), entitled

A bill making an appropriation for an engine and boiler house and sundry internal improvements in the State prison, at Jackson, Mich.; also an appropriation for the purpose of manufacturing in said institution on State account.

R. J. DICKSON, *Chairman*.

Report accepted.

Mr. Wright, by unanimous consent, offered the following:

*Resolved*, That Caius E. Triplett, engrossing and enrolling clerk, be allowed one dollar per diem extra compensation for his services in such capacity, from

February 14, 1885, until the close of this session, and that an order be drawn therefor by the proper authority.

Mr. Blacker moved to amend the resolution by adding thereto the following:

*Resolved further*, That one dollar per day extra compensation be allowed to Mrs. Coops, the House janitress.

On motion of Mr. Conrad,

The resolution was laid on the table.

On motion of Mr. Markey,

The House adjourned.

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*Lansing, Wednesday, June 17, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Taylor.

Roll called: quorum present.

#### PRESENTATION OF PETITIONS.

No. 990: By Mr. Ford: Remonstrance of Daniel G. Garnsey and many others against the passage of the bill to regulate the practice of medicine;

Referred to committee on public health.

#### REPORTS OF STANDING COMMITTEES.

By the joint committees on ways and means and State house of correction:

The joint committees on ways and means and State house of correction, to whom was referred

House bill No. 726, entitled

A bill to make an appropriation for the purchase of raw materials, machines, and tools for the purpose of manufacturing in the State House of Correction at Ionia,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

M. E. RUMSEY,

*Chairman Committee Ways and Means.*

J. A. MCGREGOR,

*Chairman Committee State House of Correction.*

Report accepted and committee discharged.

On motion of Mr. Rumsey,

The bill was placed on the order of third reading.

By the committee on public health,

The committee on public health, to whom was referred

1. House bill No. 289, entitled

A bill to amend sections 2 and 5 of act No. 127, of the session laws of 1879, approved June 30, 1879, being section 1557, of Howell's Annotated Statutes, the same being an act entitled "An act to provide for the inspection of



illuminating oils manufactured from petroleum or coal oils, and to repeal act No. 181, of the session laws of 1875, and act No. 196, of the session laws of 1877," approved May 22, 1877;

2. House bill No. 313, entitled

A bill to amend sections 205 of act No. 177 of the session laws of 1879, entitled "An act to provide for the inspection of illuminating oils manufactured from petroleum or coal oils, and to repeal act No. 181 of the session of 1875," approved May 1, 1875; also act No. 196 of the session of 1877, approved May 22, 1877, approved May 3, 1879;

3. House bill No. 314, entitled

A bill to amend section 1 of act No. 160 of the session laws of 1873, entitled "An act to amend section 1 of an act to prevent the adulteration of coal oil;"

4. House bill No. 268, entitled

A bill to regulate the compounding of physicians' prescriptions, and sale of drugs and medicines in this State;

5. House bill No. 244, entitled

A bill to amend section 3 of act No. 49 of the public acts of 1881, approved March 26, 1881, the same being section 3 of an act entitled "An act to amend sections 3 and 4 of act No. 127, of the session laws of 1879, entitled 'an act to provide for inspection of illuminating oils, manufactured from petroleum or coal oils, and to repeal act No. 181 of the session laws of 1875, approved May 1, 1875, and act No. 196 of the session laws of 1877, approved May 22, 1877, approved May 31, 1879, and further amended by act No. 20, session laws of 1883;

6. House bill No. 710, entitled

A bill to amend section 2, chapter 69 of Howell's Annotated Statutes relative to adulteration in milk and fraud in butter,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

H. H. BARDWELL, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Bardwell,

The six named bills were laid on the table.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 569 (File No. 228), entitled

A bill to amend section 6559 of chapter 205, of the compiled laws of 1871, being compiler's section, of Howell's compilation of laws of Michigan, No. 8147, relative to service of process on railroad companies;

Also,

House bill No. 183 (File No. 73), entitled

A bill to amend and revise the charter of the city of Port Huron.

R. J. DICKSON, *Chairman*.

Report accepted.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 31 (File No. 163), entitled

A bill to amend section 4 of act No. 164 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and

primary schools, and to repeal all statutes and acts contravening the provisions of this act," approved May 21, 1881, said section 4 being compiler's section 5029 of Howell's General Statutes;

Also,

House bill No. 480 (File No. 187), entitled

A bill to legalize the proceedings had in laying out and completing a certain ditch or drain in the township of Winsor, in the county of Eaton, and to legalize the tax therefor;

Also,

House bill 458 (File No. 385), entitled

A bill to amend sections 5208 and 5209 of the compiled laws of 1871, being sections 6771 and 6772 of Howell's Annotated Statutes, relating to probate courts;

Also,

House bill No. 419 (File No. 286), entitled

A bill to provide that certain Michigan men who served in batteries "B" and "G" 1st regiment New York light artillery, shall be enrolled in this State, with the same rights and benefits of volunteers who served in Michigan regiments;

Also,

Senate substitute for House bill No. 194 (File No. 430), entitled

A bill to establish a board of building inspectors in and for the city of Detroit, and to define its powers and duties.

R. J. DICKSON, *Chairman*.

Report accepted.

Mr. Sellers moved to take from the table

Senate bill No. 32 (File No. 241), entitled

A bill to establish an advisory board in the matter of pardons;

Which motion prevailed.

The question being on the passage of the bill,

The bill was then passed, a majority of all the members elect voting therefor by yeas and nays, as follows:

#### YEAS.

Mr. Bardwell,	Mr. Diekema,	Mr. Malcolm,	Mr. Rumsey,
Barry,	Divine,	Manwaring,	Sellers,
Beekman,	Engleman,	Markey,	Shorts,
Blacker,	Estee,	Mason,	Town,
Brant,	Ford,	McOlelend,	Ulrich,
Brown,	Gardner,	McOrmick,	Walthew,
Campbell,	Gleason,	McGregor,	Watson,
Case, A. T.,	Houk,	McNabb,	Webber,
Case, J. A.,	Howell,	North,	Wellman,
Coleman,	Jones,	Northwood,	Wiggins,
Coomer,	Kelly,	O'Keefe,	Wilson,
Cross,	Kirkpatrick,	Oviatt,	Wood,
Crozer,	Lincoln,	Parkhurst,	Wright,
Davis,	Makelim,	Post,	Speaker,
Dickson,			

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#### NAYS.

Mr. Adams,	Mr. Conrad,	Mr. Hayes,	Mr. Snyder,
Baker,	Cossitt,	Holman,	Stark,
Beecher,	Dunbar,	Johnson,	Sutton,

Mr. Boynton,	Mr. Eldred,	Mr. Long,	Mr. Swift,
Cannon,	Hammond,	McKie,	Voorhees,
Case, O. N.,	Hankerd,	Powers,	Weiss,
Collins,	Harper,	Richardson,	Williams,

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Title agreed to.

On motion of Mr. Blacker,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Dickson, by unanimous consent, offered the following:

*Resolved*, That an order be drawn on the treasury for the sum of \$20 in favor of Mr. A. Chase in payment for his services for enrolling and engrossing 200 folios of the Port Huron charter, by order of the committee on engrossment and enrollment;

Which was adopted.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE, }  
Lansing, June 16, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[House bill No. 566, manuscript, being]

An act to abolish fractional school district No. 1 of the city and township of Marquette and to form the territory of the city of Marquette into a single school district;

Also,

[House bill No. 376, File No. 279, being]

An act providing for the employment, defining the duties, and fixing the compensation of a stenographer for the 9th judicial circuit, State of Michigan;

Also,

[House bill No. 691, File No. 417, being].

An act to amend sections 1, 18, 23, and 24 of act No. 39 of the session laws of 1879, being "An act to amend an act to re-enact and amend chapter 84 of the compiled laws of 1871, relative to the formation of corporations to construct canal or harbors and improve the same, by adding two new sections thereto, and by restricting its operation to the upper peninsula, so the provisions of said act shall apply to the county of Branch," and so that the provisions of chapter 84 of the compiled laws of 1871, as re-enacted and amended by the several acts re-enacting and amending the same, heretofore passed, shall apply to the county of Macomb;

Also,

[House bill No. 547, File No. 159, being]

An act to provide for the protection of hotel keepers;

Also,

[House bill No. 334, File No. 189, being]

An act to amend section 30 of chapter 153 of the revised statutes of 1846, being section 7539 of the compiled laws of 1871, relative to offenses against the lives and persons of individuals;

Also,

[House bill No. 402, File No. 368, being]

An act to amend sections 30 and 52 of chapter 78 of the compiled laws of 1871, being compiler's sections 2590 and 2612 of said compilation, and being

sections 3625 and 3647 of Howell's Annotated Statutes, relative to plank roads;

Also,

[House bill 228, File No. 378, being]

An act to facilitate the giving of bonds required by law;

Also,

[House bill No. 518, File No. 223, being]

An act to regulate and provide for the carrying, yarding, and feeding of so called Texas cattle, while in transit into or across this State between the first day of April and the first day of November of each year;

Also,

[House bill No. 388, File No. 246, being]

An act to provide for the retirement of aged and disabled firemen, and the payment of pensions to the wives and children of deceased firemen killed in the service of the city of Detroit;

Also,

[Concurrent resolution No. 9, being]

A concurrent resolution relative to the compilation and preparation for publication of the Journals and documents of the present Legislature, and fixing the salary to be paid for the same.

R. A. ALGER, *Governor.*

The message was laid on the table.

#### COMMUNICATIONS FROM STATE OFFICERS.

The Speaker announced the following:

STATE LAND OFFICE, }  
Lansing, June 16, 1885. }

*To the Speaker of the House of Representatives :*

SIR—In compliance with a resolution of the House of Representatives of date February 11, I herewith submit a statement showing the amount received in cash from sales of Swamp lands—both principal and interest, in the several counties in the State, to and including May 31, 1885.

I am not advised as to the amount belonging to each county under section 5, chapter 205, Howell's Statutes, nor to what fund the same has been placed.

Very respectfully,

MINOR S. NEWELL, *Commissioner.*

The communication and accompanying statements were laid on the table.

#### ALUONA COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1867	\$50 00	-----	1872	\$75 00	\$33 23
1868	82 88	-----	1873	443 39	31 05
1869	4,089 93	\$6 67	1874	63 61	23 68
1870	259 14	-----	1875	97 12	24 23
1871	68 98	13 30	1876	87 50	15 78
1872	-----	9 15	1877	129 21	23 08
1873	25 00	29 21	1878	150 00	15 21
1874	108 94	39 47	1879	83 29	14 51
1875	206 90	35 26	1880	50 00	14 09
1876	87 50	14 54	1881	267 50	19 08
1877	1,985 63	33 96	1882	187 50	19 45
1878	88 47	34 76	1883	100 00	7 90
1879	87 50	34 83	1884	-----	5 25
1870	25 00	25 97	1885	-----	-----
1871	163 50	44 68			
Totals	-----	-----		\$5,825 50	\$540 31

## ALGER COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest
1871.....	\$297 64	-----
1872.....	1,456 81	-----
Totals.....	\$1,758 25	-----

## ALLEGAN COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1858.....	\$415 98	-----	1870.....	\$270 81	\$58 17
1859.....	-----	\$6 28	1871.....	-----	40 98
1860.....	100 00	40 80	1872.....	37 50	44 08
1861.....	-----	35 05	1873.....	126 05	23 95
1862.....	-----	35 05	1874.....	45 00	29 57
1863.....	2,984 11	37 67	1875.....	50 00	29 40
1864.....	1,691 47	306 81	1876.....	75 00	24 15
1865.....	651 33	485 01	1877.....	-----	30 22
1866.....	482 33	489 28	1878.....	-----	24 15
1867.....	407 04	458 99	1879.....	-----	5 25
1868.....	784 98	478 14	1880.....	-----	17 35
1869.....	2,105 67	489 00	1881.....	40 44	13 60
1870.....	1,120 16	311 28	1882.....	99 38	-----
1871.....	1,012 64	247 63	1883.....	-----	-----
1872.....	457 63	201 05	1884.....	100 00	-----
1873.....	1,207 55	205 12	1885.....	-----	-----
1874.....	540 90	92 80			
Totals.....				\$14,785 05	\$4,285 89

## ALPENA COUNTY

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1858.....	\$14 97	-----	1872.....	\$618 40	\$119 23
1859.....	4,128 41	\$0 71	1873.....	436 63	171 61
1860.....	688 45	8 62	1874.....	2,115 99	253 30
1861.....	201 28	5 81	1875.....	1,281 12	374 67
1862.....	-----	5 81	1876.....	1,301 60	560 29
1863.....	992 24	5 81	1877.....	1,020 10	659 35
1864.....	-----	5 22	1878.....	828 73	653 22
1865.....	-----	9 07	1879.....	508 08	677 05
1866.....	85 40	10 64	1880.....	1,063 51	616 17
1867.....	24 05	11 25	1881.....	2,120 25	629 74
1868.....	167 99	18 04	1882.....	2,424 09	576 25
1869.....	223 11	21 22	1883.....	1,114 23	480 05
1870.....	263 28	57 23	1884.....	697 00	486 11
1871.....	576 17	107 41	1885.....	87 60	7 71
Totals.....				\$23,932 41	\$6,489 89

## ANTRIM COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1864	\$15 00		1875		\$10 20
1865		\$1 12	1876		10 20
1866		4 48	1877		10 20
1867		4 48	1878		10 20
1868		4 48	1879	\$50 00	10 20
1869	25 00	4 48	1880	37 50	13 02
1870	25 00	9 16	1881	37 50	7 57
1871	75 00	11 82	1882	133 15	4 14
1872	23 55	9 73	1883		
1873		12 62	1884		
1874	64 12	17 66	1885		
Totals				\$535 82	\$155 56

## ARENAO COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1859	\$506 06		1873	\$25 00	\$1 32
1860	50 00	\$4 16	1874	50 00	9 39
1861		5 25	1875		12 12
1862		5 19	1876		14 00
1863	4,732 13		1877	100 00	14 00
1864	117 14		1878	25 00	14 00
1865			1879		15 20
1866			1880	125 00	18 45
1867			1881	75 00	14 00
1868	112 50		1882	50 00	14 00
1869	19 25		1883	125 00	20 67
1870		3 91	1884		12 25
1871	136 21	6 67	1885		
1872	154 04	6 66			
Totals				\$6,482 33	\$191 24

## BARRY COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1855	\$106 77		1871		\$21 84
1856	554 68		1872		15 14
1857			1873		20 40
1858	1,184 29		1874	\$191 17	19 57
1859	293 69	\$73 78	1875	37 50	6 90
1860	43 11	116 42	1876	37 50	7 11
1861	168 30	102 56	1877		2 07
1862	163 50	104 48	1878		5 39
1863	413 50	98 30	1879		2 63
1864	343 13	84 80	1880		2 63
1865	375 07	62 28	1881		2 63
1866	74 50	55 63	1882		2 63
1867	278 75	54 95	1883	37 50	3 32
1868	479 94	45 14	1884		
1869	75 00	28 28	1885		
1870		15 14			
Totals				\$4,855 70	\$651 62

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## BAY COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1858.....	\$1,805 11	\$1 25	1873.....		\$29 08
1859.....	1,018 60	62 30	1874.....		24 41
1860.....	686 64	225 49	1875.....	828 29	29 00
1861.....	87 50	208 28	1876.....	123 00	11 73
1862.....	253 50	218 40	1877.....	113 50	2 33
1863.....	1,406 86	254 51	1878.....		62
1874.....	1,030 17	178 57	1879.....	150 00	5 25
1865.....	1,134 68	126 80	1880.....	126 00	5 04
1866.....	87 50	121 29	1881.....		
1867.....	108 78	106 71	1882.....		
1868.....	549 04	106 80	1883.....		
1869.....	503 88	61 80	1884.....		
1870.....		22 69	1885.....		
1871.....		19 66			
Totals.....				\$8,701 50	\$1,736 78

## BENZIE COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1859.....	\$34 69		1873.....	\$300 00	
1860.....			1874.....		
1861.....			1875.....		
1862.....			1876.....		
1863.....			1877.....		
1864.....	100 00		1878.....		
1865.....			1879.....		
1866.....			1880.....		
1867.....			1881.....	94 18	
1868.....			1882.....	25 00	
1869.....			1883.....	414 97	\$1 57
1870.....			1884.....	50 00	5 25
1871.....			1885.....		
1872.....					
Totals.....				\$1,018 84	\$7 12

## BERRIEN COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1853.....	\$855 58		1870.....	\$141 71	\$23 51
1854.....	898 88	\$40 98	1871.....	59 14	71 97
1855.....	60 00	244 53	1872.....	23 50	66 75
1856.....		256 27	1873.....	236 64	69 55
1857.....	22 50	248 07	1874.....	171 61	61 49
1858.....	167 50	243 09	1875.....		41 81
1859.....	230 00	237 33	1876.....	56 94	43 13
1860.....	153 49	240 63	1877.....		37 63
1861.....	137 81	225 05	1878.....		27 63
1862.....	104 27	216 10	1879.....		27 63
1863.....	153 23	213 69	1880.....		31 63
1864.....	145 34	198 34	1881.....	135 00	31 64
1865.....	230 00	175 61	1882.....	363 50	38 75
1866.....	377 50	173 47	1883.....		1 88
1867.....	673 05	146 43	1884.....		1 88
1868.....		90 95	1885.....		1 88
1869.....	161 89	80 41			
Total.....				\$5,524 68	\$3,673 86

## BRANCH COUNTY.

*Amount received yearly in Principal and Interest on Swamp Lands.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1853	\$1,583 88		1870		\$15 77
1854	289 97	\$11 55	1871	\$23 50	15 94
1855	90 00	111 48	1872	23 50	15 41
1856	23 50	105 90	1873	90 00	11 08
1857		99 88	1874	7 50	1 78
1858		99 88	1875	23 50	5 24
1859	45 00	101 98	1876	23 50	4 63
1860	52 50	96 07	1877		8 15
1861		93 65	1878		8 15
1862	608 40	115 35	1879		8 15
1863	157 50	48 68	1880		8 15
1864	238 45	34 32	1881		8 15
1865	80 58	39 90	1882		8 15
1866	44 23	19 47	1883		8 15
1867	13 75	15 77	1884		8 15
1868	85 00	16 53	1885		
1869		15 77			
Totals				\$3,493 83	\$1,123 13

## CALHOUN COUNTY.

*Amount received yearly in Principal and Interest on Swamp Lands.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1853	\$2,810 98		1870	\$202 50	\$173 16
1854	1,437 75	\$21 64	1871	32 50	183 56
1855	75 00	886 51	1872	133 96	182 58
1856	912 22	838 32	1873	271 47	116 78
1857	121 00	886 58	1874	142 50	97 11
1858	115 00	884 52	1875	254 33	117 98
1859	150 00	884 00	1876	421 65	108 97
1860	330 38	834 22	1877	7 50	108 91
1861	202 98	\$90 46	1878	7 50	104 89
1862	149 98	319 28	1879	290 23	102 69
1863	535 97	809 50	1880	113 50	84 91
1864	636 37	312 33	1881	153 50	70 89
1865	469 50	276 51	1882	45 00	67 15
1866	187 67	233 74	1883	94 50	59 12
1867	270 02	249 55	1884		55 67
1868	142 50	184 35	1885		
1869	112 00	173 90			
Totals				\$9,805 65	\$6,126 21

## CASS COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1853	\$406 89		1870	\$45 00	\$98 19
1854	1,084 89	\$24 37	1871		56 90
1855	60 88	285 18	1872		59 90
1856	92 50	244 40	1873		59 90
1857		242 81	1874	157 50	57 11
1858	608 50	272 62	1875		45 67
1859	517 50	216 19	1876	186 50	47 88
1860	734 79	161 34	1877	23 50	39 19
1861		180 31	1878		84 73
1862	109 49	116 26	1879	90 00	38 33
1863	161 02	120 39	1880		26 85
1864	331 30	115 87	1881	117 78	27 07
1865	150 00	87 20	1882		23 11
1866	32 50	77 16	1883	227 23	27 67
1867	157 77	71 48	1884		6 30
1868	45 00	60 15	1885		
1869	45 00	61 86			
Totals				\$5,280 45	\$2,850 73



## CHARLEVOIX COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1868.....	\$184 50	-----	1877.....	\$45 50	\$85 22
1869.....	25 00	-----	1878.....	175 00	25 00
1870.....	-----	\$2 51	1879.....	175 00	20 12
1871.....	-----	5 25	1880.....	163 50	27 75
1872.....	37 50	5 25	1881.....	75 00	23 94
1873.....	75 00	8 88	1882.....	87 50	19 06
1874.....	50 00	16 58	1883.....	87 50	17 71
1875.....	12 50	23 97	1884.....	113 50	19 63
1876.....	181 07	30 24	1885.....	-----	5 25
Totals.....	-----	-----	-----	1,486 16	\$315 01

## CHEBOYGAN COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1868.....	\$224 23	\$3 00	1873.....	\$556 85	\$165 20
1869.....	347 35	10 80	1874.....	363 27	156 73
1870.....	68 66	10 73	1875.....	200 00	133 80
1871.....	-----	25 40	1876.....	161 17	123 90
1872.....	50 00	25 18	1877.....	218 43	117 05
1873.....	150 00	27 28	1878.....	333 60	113 65
1874.....	-----	26 62	1879.....	377 66	90 43
1875.....	163 76	25 54	1880.....	187 50	73 14
1876.....	383 28	45 50	1881.....	489 73	80 85
1877.....	188 50	61 25	1882.....	533 06	67 23
1878.....	431 15	76 98	1883.....	501 50	76 50
1879.....	365 21	91 42	1884.....	690 00	91 30
1880.....	842 77	134 06	1885.....	262 37	95 49
1881.....	639 94	160 48	-----	-----	-----
Totals.....	-----	-----	-----	\$8,786 37	\$2,065 50

## CHIPPEWA COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1868.....	\$177 82	-----	1873.....	\$14,495 21	\$10 75
1869.....	-----	-----	1874.....	50 00	8 75
1870.....	61 50	-----	1875.....	201 56	19 25
1871.....	-----	-----	1876.....	-----	8 75
1872.....	-----	-----	1877.....	100 00	23 17
1873.....	50 00	-----	1878.....	150 00	7 19
1874.....	301 25	-----	1879.....	75 00	10 43
1875.....	89 63	-----	1880.....	-----	8 15
1876.....	379 50	-----	1881.....	75 00	12 17
1877.....	37 50	\$2 85	1882.....	-----	5 25
1878.....	-----	5 25	1883.....	160 00	5 25
1879.....	-----	5 25	1884.....	-----	5 25
1880.....	114 06	5 25	1885.....	-----	5 25
Totals.....	-----	-----	-----	\$16,429 08	\$154 11

1885.]

## HOUSE OF REPRESENTATIVES.

1849

## CLARE COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1858.....	\$3,141 74	-----	1873.....	\$350 00	-----
1859.....	600 00	-----	1874.....	19 50	-----
1861.....	353 81	-----	1875.....	50 00	\$0 44
1862.....	-----	-----	1876.....	-----	11 38
1863.....	-----	-----	1877.....	-----	9 63
1864.....	-----	-----	1878.....	75 00	13 59
1865.....	-----	-----	1879.....	265 00	2 63
1866.....	-----	-----	1880.....	25 00	5 72
1867.....	-----	-----	1881.....	213 50	9 17
1868.....	730 32	-----	1882.....	98 53	12 70
1869.....	-----	-----	1883.....	75 00	8 81
1870.....	-----	-----	1884.....	12 50	4 73
1871.....	-----	-----	1885.....	-----	3 50
1872.....	-----	-----			
Totals.....				\$3,001 90	\$74 29

## CLINTON COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1858.....	\$3,105 89	-----	1872.....	\$119 50	\$35 20
1859.....	3,975 65	\$291 63	1873.....	212 50	49 68
1860.....	75 00	515 46	1874.....	125 00	89 47
1861.....	190 50	525 08	1875.....	50 00	30 49
1862.....	253 50	514 53	1876.....	97 50	29 72
1863.....	784 65	539 60	1877.....	34 00	22 84
1864.....	1,329 50	540 25	1878.....	37 50	19 85
1865.....	1,352 75	425 58	1879.....	-----	15 76
1866.....	552 23	257 49	1880.....	-----	15 76
1867.....	670 24	341 17	1881.....	-----	15 76
1868.....	1,974 17	327 63	1882.....	-----	15 76
1869.....	1,033 13	135 31	1883.....	-----	15 76
1870.....	25 00	50 78	1884.....	-----	15 76
1871.....	235 10	55 85	1885.....	-----	10 50
Totals.....				\$16,216 31	\$4,971 68

## CRAWFORD COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1868.....	\$407 15	-----	1877.....	-----	-----
1869.....	-----	-----	1878.....	-----	-----
1870.....	-----	-----	1879.....	\$25 00	-----
1871.....	-----	-----	1880.....	-----	\$1 20
1872.....	-----	-----	1881.....	260 00	5 25
1873.....	-----	-----	1882.....	325 00	5 79
1874.....	-----	-----	1883.....	200 00	10 81
1875.....	-----	-----	1884.....	-----	10 17
1876.....	-----	-----	1885.....	-----	5 25
Totals.....				\$1,217 15	\$38 47

1850

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## DELTA COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1858.....	\$488 89	-----	1872.....	\$8,382 89	\$5 45.
1859.....	-----	-----	1873.....	14,634 10	-----
1860.....	121 00	-----	1874.....	1,170 08	1 92
1861.....	18 75	-----	1875.....	530 00	7 50
1862.....	-----	-----	1876.....	37 50	6 82
1863.....	3,285 69	-----	1877.....	-----	2 63
1864.....	200 00	-----	1878.....	-----	2 34
1865.....	534 75	-----	1879.....	-----	2 32
1866.....	477 18	-----	1880.....	-----	2 83
1867.....	580 21	-----	1881.....	-----	2 63
1868.....	100 00	-----	1882.....	902 04	2 63
1869.....	300 00	-----	1883.....	12,963 15	2 63
1870.....	200 00	-----	1884.....	2,764 63	2 46
1871.....	901 88	-----	1885.....	80 00	-----
Totals.....	-----	-----	-----	\$42,642 89	\$42 30

## EATON COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1858.....	\$3,409 91	\$3 58	1872.....	\$75 83	\$16 04
1859.....	583 45	415 38	1873.....	45 00	11 34
1860.....	480 74	497 61	1874.....	37 50	7 89
1861.....	187 50	473 74	1875.....	-----	5 26
1862.....	293 32	489 77	1876.....	-----	5 26
1863.....	885 18	477 63	1877.....	-----	5 26
1864.....	1,294 26	405 35	1878.....	75 00	7 00
1865.....	1,134 37	336 15	1879.....	-----	-----
1866.....	563 50	243 42	1880.....	12 50	17
1867.....	1,177 17	238 34	1881.....	-----	2 63
1868.....	1,432 34	170 98	1882.....	-----	-----
1869.....	716 67	77 00	1883.....	-----	-----
1870.....	-----	17 06	1884.....	-----	-----
1871.....	49 45	19 56	1885.....	-----	-----
Totals.....	-----	-----	-----	\$12,432 78	\$2,896 34

## EMMET COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1863.....	\$181 64	-----	1875.....	\$25 00	-----
1864.....	-----	-----	1876.....	12 30	\$2 22
1865.....	-----	-----	1877.....	61 85	7 27
1866.....	-----	-----	1878.....	37 50	8 36
1867.....	-----	-----	1879.....	37 50	5 25
1868.....	-----	-----	1880.....	119 00	10 76
1869.....	-----	-----	1881.....	-----	10 25
1870.....	-----	-----	1882.....	37 50	17 33
1871.....	-----	-----	1883.....	33 50	13 63
1872.....	-----	-----	1884.....	37 50	6 75
1873.....	-----	-----	1885.....	-----	-----
1874.....	-----	-----	-----	-----	-----
Totals.....	-----	-----	-----	\$642 19	\$94 45

## GENESEE COUNTY.

*Amount received Yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1856	\$100 00		1871		\$5 26
1857			1872		5 26
1858	1,171 61	92 77	1873	\$12 50	5 26
1859	252 98	29 80	1874		7 32
1860	250 00	25 26	1875	37 50	8 32
1861	112 50	29 30	1876		5 26
1862	119 41	26 63	1877		2 63
1863	475 00	308 64	1878		2 63
1864	247 80	81 24	1879		2 63
1865	244 80	58 52	1880		2 63
1866	37 50	26 37	1881		2 63
1867	73 00	31 55	1882		2 63
1868	412 50	42 02	1883		2 63
1869	37 50	8 03	1884		2 63
1870		5 26	1885		2 63
Totals				\$3,786 40	\$776 34

## GLADWIN COUNTY.

*Amount received Yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1858	\$334 98		1872		
1859	1,442 86		1873		
1860	700 00		1874	\$11 56	
1861	50 00		1875		\$0 97
1862			1876		2 39
1863			1877		1 25
1864	50 00		1878		3 65
1865			1879	50 00	2 43
1866			1880	50 00	2 43
1867	50 00		1881		2 43
1868	100 00		1882	100 00	2 43
1869			1883	181 44	2 57
1870			1884		
1871			1885		
Totals				\$3,790 84	\$20 55

## GRAND TRAVERSE COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1863	\$111 56		1875		\$5 25
1864	34 10	23 61	1876		5 25
1865		10 64	1877		5 25
1866		10 64	1878		5 25
1867	25 00	10 64	1879		5 25
1868	1,512 48	12 56	1880		5 25
1869	152 03	12 22	1881	\$101 64	8 02
1870		5 25	1882	100 00	5 25
1871		5 25	1883	19 56	5 25
1872		5 25	1884		6 12
1873	12 50	5 25	1885		5 25
1874		8 20			
Totals				\$2,068 81	\$156 91

## GRATIOT COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1858.....	\$3,546 25	\$1 84	1872.....	\$102 50	\$131 44
1859.....	1,711 51	173 33	1873.....	240 36	115 63
1860.....	650 01	249 15	1874.....	250 00	110 94
1861.....	802 33	257 65	1875.....	219 50	93 93
1862.....	237 50	256 59	1876.....	263 50	80 08
1863.....	1,073 04	284 52	1877.....	225 00	75 79
1864.....	1,239 43	236 58	1878.....	300 00	43 34
1865.....	633 24	199 95	1879.....	237 50	31 19
1866.....	750 00	199 64	1880.....	19 50	21 22
1867.....	493 15	190 94	1881.....	12 50	23 85
1868.....	1,293 57	178 10	1882.....	37 50	26 49
1869.....	746 94	129 62	1883.....	-----	28 66
1870.....	544 49	139 75	1884.....	-----	31 03
1871.....	312 60	156 23	1885.....	-----	7 39
Totals.....	-----	-----	-----	\$15,608 92	\$3,400 18

## HILLSDALE COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1853.....	\$317 70	-----	1870.....	-----	\$1 58
1854.....	98 78	\$6 46	1871.....	-----	1 63
1855.....	102 50	35 60	1872.....	-----	1 56
1856.....	23 50	52 58	1873.....	-----	1 56
1857.....	22 50	31 20	1874.....	-----	1 56
1858.....	50 00	29 19	1875.....	\$22 50	2 23
1859.....	-----	29 19	1876.....	-----	-----
1860.....	23 50	28 77	1877.....	-----	-----
1861.....	-----	27 61	1878.....	-----	-----
1862.....	-----	27 61	1879.....	-----	-----
1863.....	90 00	28 28	1880.....	-----	-----
1864.....	235 08	21 68	1881.....	-----	-----
1865.....	-----	4 73	1882.....	-----	-----
1866.....	45 00	6 85	1883.....	-----	-----
1867.....	-----	1 58	1884.....	-----	-----
1868.....	-----	1 58	1885.....	-----	-----
1869.....	-----	1 58	-----	-----	-----
Totals.....	-----	-----	-----	\$1,029 04	\$34 60

## HOUGHTON COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1856.....	\$205 25	-----	1866.....	\$150 00	-----
1857.....	-----	-----	1867.....	-----	-----
1858.....	4,198 20	-----	1868.....	-----	-----
1859.....	1,860 81	-----	1869.....	-----	-----
1860.....	1,391 69	-----	1870.....	-----	-----
1861.....	147 69	-----	1871.....	-----	-----
1862.....	50 00	\$3 03	1872.....	1,857 19	-----
1863.....	429 25	-----	1873.....	2,782 83	-----
1864.....	617 00	-----	1874.....	100 00	-----
1865.....	114 25	-----	-----	-----	-----
Totals.....	-----	-----	-----	\$13,574 16	\$3 05

## HURON COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1853.....	\$50 00	-----	1871.....	\$1,014 08	\$395 68
1854.....	-----	-----	1872.....	571 84	356 68
1855.....	50 00	-----	1873.....	2,048 20	381 17
1856.....	1,595 74	-----	1874.....	731 26	383 96
1857.....	6,397 98	\$23 08	1875.....	1,380 69	361 74
1858.....	1,775 25	129 88	1876.....	1,143 52	381 12
1859.....	989 98	210 74	1877.....	881 25	356 43
1860.....	570 45	264 45	1878.....	958 79	367 12
1861.....	1,249 01	339 64	1879.....	1,323 53	381 58
1862.....	616 33	334 63	1880.....	727 06	194 07
1863.....	993 50	292 93	1881.....	447 28	144 14
1864.....	1,248 67	386 50	1882.....	601 80	122 62
1865.....	1,360 65	353 54	1883.....	267 04	81 95
1866.....	912 22	320 62	1884.....	150 00	50 32
1867.....	990 36	326 23	1885.....	195 00	23 77
1868.....	1,094 33	398 11			
1869.....					
1870.....					
Total.....				\$32,386 78	\$7,237 71

## INGHAM COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1853.....	\$1,041 52	-----	1870.....	\$150 00	\$141 56
1854.....	797 89	\$16 02	1871.....	78 00	126 94
1855.....	95 36	196 19	1872.....	299 00	122 97
1856.....	174 50	214 54	1873.....	111 00	122 08
1857.....	335 00	223 08	1874.....	157 50	134 48
1858.....	1,637 17	208 89	1875.....	48 75	121 37
1859.....	565 00	412 87	1876.....	130 00	118 29
1860.....	325 00	460 68	1877.....	157 50	114 72
1861.....	226 25	399 02	1878.....	34 50	77 45
1862.....	237 50	382 54	1879.....	97 50	82 57
1863.....	836 66	398 33	1880.....	380 10	67 19
1864.....	908 25	347 21	1881.....	223 44	43 79
1865.....	335 00	292 73	1882.....	23 50	30 77
1866.....	502 81	271 87	1883.....	108 00	29 29
1867.....	476 09	242 15	1884.....	-----	19 94
1868.....	730 00	245 94	1885.....	-----	19 94
1869.....	433 86	188 47			
1870.....					
Total.....				\$11,641 15	\$5,873 19

## IONIA COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1853.....	\$23 00	-----	1870.....	\$223 28	\$23 14
1854.....	-----	\$1 01	1871.....	13 50	15 77
1855.....	-----	4 38	1872.....	100 00	18 40
1856.....	-----	4 38	1873.....	212 50	20 41
1857.....	-----	4 39	1874.....	-----	10 52
1858.....	2,444 25	9 66	1875.....	57 50	11 96
1859.....	910 47	292 71	1876.....	37 50	9 64
1860.....	332 40	406 14	1877.....	-----	5 26
1861.....	387 50	402 76	1878.....	-----	5 26
1862.....	412 50	376 91	1879.....	75 00	4 76
1863.....	825 08	355 30	1880.....	-----	-----
1864.....	967 03	319 58	1881.....	-----	-----
1865.....	1,143 51	223 47	1882.....	-----	-----
1866.....	627 94	167 68	1883.....	-----	-----
1867.....	690 47	142 86	1884.....	-----	-----
1868.....	1,415 00	130 08	1885.....	-----	-----
1869.....	299 21	41 62			
1870.....					
Total.....				\$11,196 64	\$3,014 89

## IOSCO COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1859.....	\$121 53	-----	1872.....	\$82 50	\$25 15
1860.....	351 05	85 08	1873.....	25 00	22 27
1861.....	50 00	4 27	1875.....	100 00	20 15
1862.....	46 88	4 27	1876.....	37 50	22 22
1863.....	875 79	4 27	1877.....	75 00	20 21
1864.....	61 06	12 56	1878.....	87 74	24 04
1865.....	114 42	7 88	1879.....	14 85	18 26
1866.....	37 50	7 88	1880.....	100 00	19 15
1867.....	37 50	13 23	1881.....	200 00	22 64
1868.....	250 00	23 62	1882.....	50 96	15 20
1869.....	200 00	9 56	1883.....	-----	15 20
1870.....	62 50	14 40	1884.....	-----	15 20
1871.....	50 00	25 73	1885.....	-----	15 78
1872.....	25 00	23 58			
Totals.....				\$8,036 31	\$444 51

## IRON COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1864.....	\$100 00	-----	1870.....	-----	-----
1865.....	-----	-----	1871.....	-----	-----
1866.....	-----	-----	1872.....	\$850 00	-----
1867.....	-----	-----	1873.....	5,626 09	-----
1868.....	-----	-----	1874.....	100 00	-----
1869.....	-----	-----			
Totals.....				\$6,736 09	-----

## ISABELLA COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1858.....	\$411 00	-----	1872.....	-----	\$42 02
1859.....	1,409 08	\$0 97	1873.....	-----	31 53
1860.....	1,263 01	5 71	1874.....	\$100 00	23 50
1861.....	490 42	17 51	1875.....	-----	23 50
1862.....	-----	23 47	1876.....	12 50	23 50
1863.....	1,381 27	23 65	1877.....	-----	20 00
1864.....	419 50	23 65	1878.....	75 00	25 02
1865.....	1,063 58	25 82	1879.....	37 50	21 65
1866.....	219 50	27 90	1880.....	37 50	18 25
1867.....	200 00	42 46	1881.....	67 00	18 28
1868.....	169 50	22 73	1882.....	75 00	19 68
1869.....	137 50	9 87	1883.....	75 00	5 47
1870.....	137 50	41 96	1884.....	150 00	-----
1871.....	312 50	30 40	1885.....	-----	-----
Totals.....				\$0,314 41	\$905 24

## JACKSON COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1853.	\$1,727 58		1870.		\$88 85
1854.	264 00	86 39	1871.	\$280 50	86 76
1855.		212 86	1872.		89 21
1856.		192 83	1873.		89 21
1857.		190 96	1874.		89 21
1858.	7 50	191 25	1875.		85 43
1859.	7 50	189 59	1876.	34 50	67 10
1860.	37 50	189 26	1877.		63 02
1861.	23 50	189 61	1878.		63 02
1862.	113 50	191 48	1879.		63 02
1863.		176 45	1880.		61 44
1864.		176 45	1881.		61 44
1865.	1,139 51	202 69	1882.		61 44
1866.	155 89	105 44	1883.	23 50	63 71
1867.	7 50	93 05	1884.		59 86
1868.	60 00	98 20	1885.		47 68
1869.		88 86			
Totals.				\$3,873 48	\$3,554 25

## KALAMAZOO COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1853.	\$811 31		1870.	\$45 00	\$24 24
1854.	680 22	\$28 86	1871.	22 50	18 78
1855.	164 50	184 94	1872.	22 50	20 26
1856.	41 30	183 28	1873.		18 78
1857.	194 19	173 54	1874.		18 78
1858.		167 69	1875.	30 00	20 96
1859.	340 07	178 67	1876.	67 50	14 05
1860.	113 50	161 81	1877.	23 50	14 67
1861.	35 00	141 09	1878.	22 50	13 06
1862.	57 50	140 87	1879.		10 89
1863.	180 00	148 08	1880.		10 89
1864.	853 34	113 84	1881.		10 89
1865.	292 50	63 78	1882.		10 89
1866.	170 05	49 63	1883.		10 89
1867.	37 66	34 15	1884.		10 89
1868.		34 94	1885.		9 25
1869.	157 50	89 23			
Totals.				\$4,373 24	\$2,071 16

## KALKASKA COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1863.	\$70 12		1875.		\$5 25
1864.			1876.	\$50 00	5 25
1865.			1877.		5 25
1866.			1878.		5 25
1867.			1879.		5 25
1868.	12,276 00		1880.		5 25
1869.			1881.	37 68	4 68
1870.			1882.	273 50	1 13
1871.	25 00		1883.	37 50	14 43
1872.		3 54	1884.	120 00	16 37
1873.	639 76	5 25	1885.		6 38
1874.	50 00	5 25			
Totals.				\$13,628 54	\$88 96



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## KENT COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1853	\$23 50		1870	\$112 50	\$33 62
1854			1871	128 20	71 91
1855	67 50	\$7 54	1872	187 50	60 03
1856			1873	112 50	52 46
1857	150 00		1874	44 54	34 20
1858	3,765 08	3 31	1875	75 00	37 06
1859	767 18	223 07	1876	94 00	23 63
1860	468 21	353 56	1877	67 50	34 10
1861	140 36	339 38	1878		15 43
1862	350 00	313 16	1879	112 50	19 36
1863	583 83	309 46	1880	75 00	8 94
1864	929 98	353 63	1881		2 63
1865	983 80	209 17	1882		2 63
1866	878 73	211 29	1883		
1867	308 11	137 00	1884		
1868	950 18	166 10	1885		
1869	371 07	96 11			
Totals .....				\$11,749 32	\$3,161 32

## KEWEENAW COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1858	\$1,140 86		1872		
1859	4,267 35		1873		
1860	1,394 63		1874	\$750 00	
1861			1875		
1862			1876		
1863	4,170 86		1877		
1864	12,127 29		1878		
1865	500 00		1879		
1866			1880		
1867			1881		
1868			1882		
1869			1883		
1870			1884	190 00	
1871			1885		
Total .....				\$24,471 01	None.

## LAKE COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1873	\$300 00		1880		
1874	50 00		1881	\$33 33	
1875	50 00		1882		
1876			1883		
1877			1884	50 00	
1878			1885		
1879					
Totals .....				\$338 33	None.

1865.]

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## LAPEER COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1854.....	\$50 00	-----	1870.....	\$100 00	\$42 05
1855.....	50 00	-----	1871.....	157 00	48 41
1856.....	200 00	-----	1872.....	112 50	27 87
1857.....	50 00	-----	1873.....	100 00	18 63
1858.....	2,306 11	-----	1874.....	87 50	16 24
1859.....	2,879 57	\$109 75	1875.....	112 50	18 13
1860.....	237 50	208 59	1876.....	37 50	7 89
1861.....	176 64	252 44	1877.....	-----	5 26
1862.....	125 00	223 13	1878.....	87 50	7 27
1863.....	911 94	224 20	1879.....	87 50	4 06
1864.....	1,039 88	163 89	1880.....	12 50	-----
1865.....	623 52	126 80	1881.....	87 50	2 88
1866.....	611 45	179 08	1882.....	78 58	-----
1867.....	816 88	112 04	1883.....	-----	-----
1868.....	625 00	106 81	1884.....	-----	-----
1869.....	235 00	57 60	1885.....	-----	-----
Totals.....	-----	-----	-----	\$11,834 05	\$1,971 53

## LEELANAW COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1872.....	\$200 00	-----	1879.....	-----	-----
1873.....	-----	-----	1880.....	-----	-----
1874.....	-----	-----	1881.....	\$112 50	-----
1875.....	-----	-----	1882.....	13 44	\$0 62
1876.....	-----	-----	1883.....	-----	68
1877.....	-----	-----	1884.....	-----	2 59
1878.....	-----	-----	1885.....	-----	-----
Totals.....	-----	-----	-----	\$325 94	\$3 89

## LENAAWEE COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1863.....	\$632 50	-----	1870.....	-----	\$25 23
1864.....	97 50	-----	1871.....	-----	25 23
1865.....	-----	\$3 39	1872.....	-----	25 23
1866.....	-----	\$3 05	1873.....	-----	25 23
1867.....	-----	\$3 23	1874.....	-----	25 23
1868.....	-----	\$3 23	1875.....	-----	25 23
1869.....	45 00	\$3 23	1876.....	-----	25 23
1870.....	-----	\$3 67	1877.....	-----	25 23
1871.....	30 00	49 07	1878.....	-----	25 23
1872.....	-----	41 08	1879.....	-----	25 23
1873.....	-----	43 19	1880.....	112 50	27 41
1874.....	-----	47 21	1881.....	92 50	17 53
1875.....	157 50	54 41	1882.....	135 00	17 27
1876.....	-----	56 36	1883.....	-----	6 31
1877.....	127 50	57 56	1884.....	-----	6 31
1878.....	-----	25 23	1885.....	-----	6 31
1879.....	-----	25 23	-----	-----	1 66
Totals.....	-----	-----	-----	\$1,860 00	\$970 35

## LIVINGSTON COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1853.....	\$864 14	-----	1870.....	-----	\$43 60
1854.....	180 00	\$7 07	1871.....	\$7 50	43 60
1855.....	164 13	75 70	1872.....	98 43	45 24
1856.....	93 50	82 43	1873.....	-----	42 03
1857.....	110 00	81 95	1874.....	-----	42 03
1858.....	25 00	74 00	1875.....	67 50	44 30
1859.....	-----	79 81	1876.....	-----	37 30
1860.....	-----	81 95	1877.....	-----	33 10
1861.....	15 00	81 95	1878.....	-----	33 10
1862.....	12 50	80 37	1879.....	-----	31 52
1863.....	180 00	73 95	1880.....	-----	25 23
1864.....	45 00	63 37	1881.....	-----	7 89
1865.....	30 00	56 33	1882.....	45 00	7 48
1866.....	7 50	64 49	1883.....	-----	4 74
1867.....	90 00	65 93	1884.....	-----	4 78
1868.....	73 50	59 81	1885.....	-----	3 16
1869.....	187 50	59 43			
Totals.....				\$2,324 19	\$1,548 11

## MACKINAC COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1857.....	\$206 44	-----	1872.....	\$2,980 06	\$4 57
1858.....	118 38	-----	1873.....	127 69	4 57
1859.....	258 50	-----	1874.....	50 00	4 57
1860.....	277 15	-----	1875.....	-----	4 57
1861.....	17 81	-----	1876.....	-----	4 57
1862.....	-----	-----	1877.....	-----	4 57
1863.....	112 50	-----	1878.....	-----	4 57
1864.....	100 00	-----	1879.....	-----	4 57
1865.....	68 88	-----	1880.....	115 35	4 27
1866.....	134 20	-----	1881.....	-----	
1867.....	1,246 01	-----	1882.....	150 00	
1868.....	-----	-----	1883.....	150 00	
1869.....	13 69	-----	1884.....	66 00	
1870.....	21 78	\$1 48	1885.....	-----	
1871.....	41 06	5 88			
Totals.....				\$6,255 50	\$48 19

## MANISTEE COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1863.....	\$128 62	-----	1875.....	\$73 65	-----
1864.....	50 00	-----	1876.....	100 00	\$2 29
1865.....	-----	-----	1877.....	25 98	6 01
1866.....	-----	-----	1878.....	-----	10 63
1867.....	194 10	-----	1879.....	12 50	11 69
1868.....	-----	-----	1880.....	100 00	14 03
1869.....	-----	-----	1881.....	200 00	14 31
1870.....	-----	-----	1882.....	-----	14 33
1871.....	-----	-----	1883.....	54 38	11 69
1872.....	25 00	-----	1884.....	34 25	11 69
1873.....	61 88	\$1 27	1885.....	85 00	9 01
1874.....	231 73	19 05			
Totals.....				\$1,282 09	\$119 99

1885.]

## HOUSE OF REPRESENTATIVES.

1859

## MANITOU COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1858.	\$249 68		1872.		
1859.		\$6 47	1873.		
1860.		10 50	1874.		
1861.		10 50	1875.		
1862.	12 50	10 50	1876.		
1863.	37 50	12 28	1877.		
1864.	37 46	12 49	1878.	\$12 50	
1865.		7 88	1879.		\$3 54
1866.		7 88	1880.	12 50	
1867.	75 00	10 32	1881.		5 00
1868.	17 00		1882.		2 63
1869.	38 00	1 35	1883.		2 63
1870.			1884.		2 63
1871.			1885.		2 63
Totals.....				\$487 14	\$110 31

## MARQUETTE COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1858.	\$3,645 08		1866.	\$250 00	
1859.	1,018 50	\$1 17	1867.	150 00	
1860.	300 00	10 06	1868.	99 17	
1861.			1869.	50 00	
1862.	12 35		1870.	154 25	
1863.	4,432 86		1871.	1,147 10	
1864.	4,431 89		1872.	11,504 27	
1865.	100 00				
Totals.....				\$27,295 47	\$11 22

## MASON COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1867.	\$50 00		1877.	\$75 00	\$18 78
1868.	200 00	\$1 59	1878.	75 00	12 13
1869.	100 00	5 63	1879.	147 82	17 06
1870.	25 00	14 07	1880.	69 50	16 12
1871.	110 03	19 19	1881.	184 69	18 77
1872.	358 88	19 32	1882.	100 00	18 79
1873.	254 69	20 17	1883.	75 00	22 11
1874.		12 32	1884.		14 88
1875.	62 50	16 16	1885.		8 63
1876.	112 50	22 64			
Total.....				\$1,993 41	\$277 39

1860

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## MECOSTA COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1858.....	\$1,750 00		1872.....	\$12 50	\$35 81
1859.....	2,780 71	\$14 46	1873.....	137 50	60 68
1860.....	239 51	26 37	1874.....	200 50	74 57
1861.....	312 50	31 31	1875.....	174 81	61 54
1862.....	262 50	38 75	1876.....	130 88	51 24
1863.....	25 00	50 37	1877.....	52 66	44 46
1864.....	455 70	50 02	1878.....		36 56
1865.....	250 00	27 83	1879.....	250 00	34 82
1866.....	62 50	38 19	1880.....	75 00	25 25
1867.....	508 50	36 90	1881.....		20 79
1868.....	102 75	37 95	1882.....	167 50	20 96
1869.....	137 50	51 57	1883.....	37 50	16 05
1870.....	101 17	61 91	1884.....	75 00	13 28
1871.....	425 00	85 46	1885.....	110 17	8 47
Totals.....				\$3,837 36	\$1,096 78

## MENOMINEE COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1858.....	\$935 67		1872.....	\$16,627 90	\$5 26
1859.....	755 44	\$9 68	1873.....	12,550 37	
1860.....	1,087 69	16 82	1874.....	761 76	
1861.....	193 30	16 83	1875.....	332 69	
1862.....	450 00	16 83	1876.....	150 00	
1863.....	915 00	17 25	1877.....		
1864.....	4,965 68	31 28	1878.....	50 00	
1865.....	1,385 62	82 63	1879.....	50 00	
1866.....	62 50	34 33	1880.....	206 13	
1867.....	121 36	29 28	1881.....		
1868.....	87 50	21 63	1882.....	399 13	
1869.....	187 50	9 90	1883.....	5,581 41	
1870.....	400 00	6 56	1884.....	2,550 39	
1871.....	1,403 26	3 57	1885.....	100 00	
Totals.....				\$52,818 49	\$901 81

## MIDLAND COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1858.....	\$900 00		1865.....	\$100 00	\$12 13
1859.....	1,102 50		1866.....		2 63
1860.....	848 66	\$16 31	1867.....		29 34
1861.....		16 08	1868.....	50 00	25 26
1862.....		14 13	1869.....	216 13	29 29
1863.....	112 50	15 13	1870.....		2 63
1864.....		17 82	1871.....	37 50	3 94
Totals.....				\$3,367 23	\$178 64

## MISSAUKKE COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1868	\$31,945 45		1877		
1869			1878		
1870			1879		
1871			1880		
1872	200 00		1881	\$160 00	
1873	53 01		1882	200 00	
1874			1883	510 00	
1875	40 00		1884		
1876	80 00		1885	80 00	
Totals.....				\$33,268 46	None.

## MONROE COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1869	\$2 50		1873		
1869			1874		
1861			1875	\$100 00	
1862			1876		
1863			1877	95 81	
1864			1878		
1865			1879		
1866			1880		
1867			1881		
1868			1882		
1869			1883	205 80	
1870			1884		
1871			1885		
1872					
Totals.....				\$403 41	None.

## MONTAALM COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1858	\$3,505 05	\$3 85	1872	\$162 50	\$82 51
1859	1,650 22	216 28	1873	109 25	78 67
1860	939 72	414 78	1874	50 00	71 73
1861	501 16	416 56	1875	150 00	71 50
1862	696 23	399 95	1876	208 51	58 02
1863	1,855 06	395 55	1877	525 00	53 29
1864	1,879 18	357 33	1878	83 01	21 81
1865	2,164 18	298 84	1879		16 55
1866	1,280 92	219 15	1880	62 25	14 19
1867	1,205 86	214 19	1881	37 50	16 97
1868	1,568 59	215 24	1882	111 25	16 07
1869	815 00	157 84	1883		13 14
1870	471 95	144 07	1884		10 51
1871	475 44	110 47	1885		10 51
Totals.....				\$20,094 33	\$4,079 06

## MONTMORENCY COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1869.....	\$200 00	-----	1873.....	\$225 00	25 85
1880.....	-----	-----	1874.....	187 50	2 63
1881.....	-----	-----	1875.....	638 87	22 85
1882.....	-----	-----	1876.....	228 49	133 87
1883.....	300 00	-----	1877.....	174 18	204 27
1884.....	-----	-----	1878.....	87 60	184 12
1885.....	-----	-----	1879.....	62 50	169 71
1886.....	-----	-----	1880.....	125 00	210 14
1887.....	48 77	-----	1881.....	227 87	202 12
1888.....	-----	-----	1882.....	349 98	187 75
1889.....	-----	-----	1883.....	370 58	192 35
1870.....	-----	-----	1884.....	163 50	189 10
1871.....	75 00	-----	1885.....	75 00	22 66
1872.....	237 50	\$2 63			
Totals.....				\$3,774 13	\$1,787 66

## MUSKEGON COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1858.....	\$56 00	-----	1872.....	-----	\$10 51
1859.....	1,548 31	89 13	1873.....	\$175 00	11 18
1860.....	182 36	45 93	1874.....	37 50	7 43
1861.....	235 97	51 25	1875.....	75 00	2 63
1862.....	-----	53 40	1876.....	37 50	4 43
1863.....	344 38	43 39	1877.....	100 00	14 37
1864.....	-----	48 40	1878.....	75 00	12 08
1865.....	429 50	85 55	1879.....	-----	5 26
1866.....	324 41	34 71	1880.....	-----	5 26
1867.....	54 00	29 81	1881.....	50 00	5 26
1868.....	875 00	18 39	1882.....	-----	5 26
1869.....	262 50	37 19	1883.....	75 00	4 40
1870.....	87 50	17 19	1884.....	-----	-----
1871.....	87 50	10 93	1885.....	-----	-----
Total.....				\$4,963 43	\$563 92

## NEWAYGO COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1856.....	\$897 61	-----	1872.....	-----	\$7 86
1859.....	921 47	\$10 35	1873.....	\$703 86	7 88
1860.....	212 50	12 88	1874.....	26 40	7 86
1861.....	75 00	16 90	1875.....	-----	15 39
1862.....	100 00	15 67	1876.....	175 00	10 51
1863.....	716 54	18 39	1877.....	75 00	13 80
1864.....	37 50	21 25	1878.....	181 22	15 23
1865.....	1,022 59	25 39	1879.....	-----	2 63
1866.....	148 34	3 63	1880.....	237 50	5 23
1867.....	-----	7 79	1881.....	100 00	-----
1868.....	37 50	12 41	1882.....	50 00	-----
1869.....	25 00	7 88	1883.....	-----	-----
1870.....	75 00	12 97	1884.....	-----	-----
1871.....	-----	7 88	1885.....	-----	-----
Totals.....				\$5,818 07	\$255 93

1885.]

## HOUSE OF REPRESENTATIVES.

1863

## OAKLAND COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1863.....	\$414 00	-----	1870.....	\$45 00	\$2 00
1864.....	288 10	87 93	1871.....	31 03	-----
1865.....	58 00	49 07	1872.....	-----	87
1866.....	84 14	44 04	1873.....	-----	5 37
1867.....	-----	43 70	1874.....	-----	5 37
1868.....	50 00	47 72	1875.....	-----	5 37
1869.....	25 70	49 96	1876.....	-----	5 37
1870.....	12 50	48 16	1877.....	-----	5 37
1871.....	46 00	46 49	1878.....	-----	5 37
1872.....	46 07	48 60	1879.....	-----	5 37
1873.....	124 06	40 31	1880.....	76 69	8 05
1874.....	52 50	12 72	1881.....	-----	-----
1875.....	95 00	11 90	1882.....	-----	-----
1876.....	-----	5 99	1883.....	50 00	-----
1877.....	127 50	37	1884.....	-----	-----
1878.....	-----	4 39	1885.....	-----	-----
1879.....	37 50	-----			
Totals .....				\$1,680 79	\$507 69

## OCEANA COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1863.....	\$448 40	-----	1875.....	\$25 00	\$2 63
1864.....	-----	-----	1876.....	-----	4 95
1865.....	-----	-----	1877.....	-----	7 68
1866.....	-----	-----	1878.....	-----	7 68
1867.....	-----	-----	1879.....	37 50	9 53
1868.....	-----	-----	1880.....	-----	5 25
1869.....	-----	-----	1881.....	-----	5 25
1870.....	13 50	-----	1882.....	-----	5 25
1871.....	50 00	\$2 56	1883.....	199 68	5 25
1872.....	-----	87	1884.....	-----	5 25
1873.....	50 00	2 63	1885.....	-----	5 25
1874.....	-----	2 63			
Totals .....				\$623 08	\$72 96

## OGEMAW COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1860.....	\$629 24	-----	1873.....	-----	-----
1861.....	-----	\$32 83	1874.....	-----	-----
1862.....	-----	89 94	1875.....	75 00	-----
1863.....	-----	89 94	1876.....	87 50	\$3 77
1864.....	100 00	89 94	1877.....	13 50	9 56
1865.....	-----	89 94	1878.....	-----	9 56
1866.....	-----	89 94	1879.....	-----	11 44
1867.....	-----	89 94	1880.....	50 00	10 50
1868.....	-----	89 94	1881.....	164 75	10 50
1869.....	-----	89 94	1882.....	179 50	9 85
1870.....	1,284 87	124 18	1883.....	200 00	5 25
1871.....	-----	-----	1884.....	125 00	4 80
1872.....	-----	-----	1885.....	-----	-----
Totals .....				\$3,108 36	\$61 56



## ONTONAGON COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1858.....	\$516 63	-----	1872.....	\$250 00	-----
1859.....	148 19	-----	1873.....	2,377 55	-----
1860.....	177 63	-----	1874.....	250 84	-----
1861.....	-----	-----	1875.....	-----	-----
1862.....	-----	-----	1876.....	-----	-----
1863.....	150 00	-----	1877.....	-----	-----
1864.....	-----	-----	1878.....	-----	-----
1865.....	-----	-----	1879.....	50 00	-----
1866.....	-----	-----	1880.....	-----	-----
1867.....	-----	-----	1881.....	-----	-----
1868.....	-----	-----	1882.....	-----	-----
1869.....	-----	-----	1883.....	778 63	-----
1870.....	-----	-----	1884.....	-----	-----
1871.....	-----	-----	1885.....	-----	-----
Totals.....	-----	-----	-----	\$4,709 47	None.

## OSCEOLA COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1858.....	\$1,586 87	-----	1872.....	\$9 51	\$11 81
1859.....	3,960 88	-----	1873.....	176 75	15 99
1860.....	100 00	-----	1874.....	18 81	11 89
1861.....	150 00	-----	1875.....	25 00	4 75
1862.....	-----	-----	1876.....	-----	21 99
1863.....	50 00	-----	1877.....	-----	15 55
1864.....	-----	-----	1878.....	-----	15 55
1865.....	-----	-----	1879.....	56 44	16 11
1866.....	-----	-----	1880.....	57 15	12 53
1867.....	-----	-----	1881.....	112 82	8 84
1868.....	-----	-----	1882.....	-----	8 97
1869.....	-----	-----	1883.....	23 53	9 22
1870.....	-----	-----	1884.....	-----	7 12
1871.....	190 70	-----	1885.....	101 88	7 36
Totals.....	-----	-----	-----	\$3,594 84	\$166 11

## OSCODA COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1872.....	\$150 00	-----	1880.....	-----	-----
1874.....	-----	-----	1881.....	888 83	-----
1875.....	-----	-----	1882.....	150 00	-----
1876.....	-----	-----	1883.....	50 00	-----
1877.....	-----	-----	1884.....	-----	-----
1878.....	-----	-----	1885.....	-----	-----
1879.....	-----	-----	-----	-----	-----
Totals.....	-----	-----	-----	\$436 83	None.

## OTSEGO COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1868.....	\$1,343 69	-----	1877.....	-----	-----
1869.....	-----	-----	1878.....	-----	-----
1870.....	-----	-----	1879.....	-----	-----
1871.....	50 00	-----	1880.....	\$4 07	-----
1872.....	-----	-----	1881.....	50 00	-----
1873.....	50 00	-----	1882.....	100 00	-----
1874.....	12 50	-----	1883.....	-----	-----
1875.....	-----	\$1 18	1884.....	-----	-----
1876.....	-----	-----	1885.....	-----	-----
Totals.....	-----	-----	-----	\$1,509 28	\$1 19

## OTTAWA COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1858.....	\$550 00	\$2 07	1872.....	\$87 50	\$2 41
1859.....	986 23	46 29	1873.....	-----	-----
1860.....	462 50	120 03	1874.....	50 00	-----
1861.....	154 40	139 65	1875.....	-----	-----
1862.....	123 50	123 80	1876.....	19 50	-----
1863.....	424 28	127 38	1877.....	87 50	\$2 28
1864.....	637 50	115 48	1878.....	-----	-----
1865.....	250 10	90 44	1879.....	-----	-----
1866.....	329 98	68 82	1880.....	-----	-----
1867.....	175 00	51 09	1881.....	-----	-----
1868.....	237 00	51 04	1882.....	-----	-----
1869.....	263 50	65 71	1883.....	-----	-----
1870.....	75 00	14 09	1884.....	-----	-----
1871.....	75 00	7 87	1885.....	-----	-----
Totals.....	-----	-----	-----	\$3,129 48	\$1,067 23

## PRESQUE ISLE COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1860.....	\$1,197 06	-----	1873.....	\$197 62	\$23 65
1861.....	523 80	-----	1874.....	95 13	40 99
1862.....	56 02	\$4 87	1875.....	123 93	64 28
1863.....	-----	-----	1876.....	83 44	-----
1864.....	-----	5 79	1877.....	119 78	-----
1865.....	-----	2 86	1878.....	75 00	90 81
1866.....	-----	-----	1879.....	49 07	109 58
1867.....	-----	-----	1880.....	75 00	78 51
1868.....	25 00	-----	1881.....	97 14	73 65
1869.....	6 86	1 23	1882.....	144 10	60 56
1870.....	9 87	6 71	1883.....	619 50	66 13
1871.....	37 50	4 78	1884.....	112 50	56 01
1872.....	180 03	14 79	1885.....	246 33	62 51
Totals.....	-----	-----	-----	\$3,773 23	\$670 61

## ROSCOMMON COUNTY.

*Amount received yearly in Principal and Interest on Swamp Lands.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1868.....	\$12,083 05	-----	1877.....	-----	\$4 01
1869.....	-----	-----	1878.....	-----	4 01
1870.....	-----	-----	1879.....	\$50 00	4 01
1871.....	-----	-----	1880.....	125 57	4 01
1872.....	-----	-----	1881.....	-----	4 01
1873.....	06	-----	1882.....	950 00	4 01
1874.....	3 24	-----	1883.....	153 44	4 01
1875.....	19 11	-----	1884.....	100 00	4 01
1876.....	-----	\$1 06	1885.....	-----	-----
Total.....	-----	-----	-----	\$13,534 47	33 16

## SAGINAW COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1856.....	\$50 00	-----	1871.....	\$137 50	\$25 48
1857.....	-----	-----	1872.....	37 50	79 63
1858.....	2,779 54	-----	1873.....	28 00	18 28
1859.....	2,165 75	\$168 08	1874.....	-----	13 13
1860.....	733 92	280 88	1875.....	-----	13 13
1861.....	402 88	268 60	1876.....	57 50	8 79
1862.....	976 14	280 85	1877.....	75 00	9 55
1863.....	1,254 85	313 11	1878.....	50 00	-----
1864.....	1,912 05	527 33	1879.....	25 00	-----
1865.....	480 98	253 08	1880.....	-----	1 05
1866.....	671 88	244 72	1881.....	101 72	5 25
1867.....	425 00	212 10	1882.....	100 00	5 25
1868.....	648 24	168 76	1883.....	27 88	5 89
1869.....	421 66	121 84	1884.....	-----	10 30
1870.....	450 00	70 96	1885.....	-----	5 25
Total.....	-----	-----	-----	\$14,243 29	\$2,893 89

## SANILAC COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1853.....	\$519 42	-----	1870.....	\$948 91	\$761 66
1854.....	15,339 72	\$16 45	1871.....	578 66	647 35
1855.....	1,095 08	1,163 68	1872.....	200 23	652 14
1856.....	210 40	1,358 56	1873.....	604 69	656 84
1857.....	830 00	1,368 95	1874.....	241 39	613 23
1858.....	3,740 87	1,399 89	1875.....	400 70	571 65
1859.....	4,07 70	1,177 84	1876.....	3,042 20	586 51
1860.....	741 67	1,217 75	1877.....	578 76	281 54
1861.....	481 20	878 00	1878.....	1,321 73	280 05
1862.....	1,200 27	945 51	1879.....	627 21	311 16
1863.....	632 59	963 50	1880.....	210 00	315 23
1864.....	1,045 63	1,098 15	1881.....	336 37	307 26
1865.....	1,579 23	1,039 79	1882.....	2,594 10	292 43
1866.....	637 50	1,051 32	1883.....	715 00	119 83
1867.....	735 28	1,118 77	1884.....	365 00	63 08
1868.....	3,700 65	1,018 63	1885.....	75 00	29 21
1869.....	3,673 67	827 75	-----	-----	-----
Totals.....	-----	-----	-----	\$32,565 58	\$72,274 51

1885.]

## HOUSE OF REPRESENTATIVES.

1867

## SHIAWASSEE COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1855.....	\$350 00	-----	1871.....	\$150 00	\$36 40
1856.....	-----	-----	1872.....	137 50	25 79
1857.....	-----	-----	1873.....	-----	13 55
1858.....	3,975 78	92 55	1874.....	-----	15 14
1859.....	1,416 32	352 59	1875.....	238 80	18 37
1860.....	407 52	510 05	1876.....	37 50	7 45
1861.....	183 24	496 33	1877.....	-----	3 86
1862.....	3,017 88	606 07	1878.....	50 00	11 79
1863.....	640 00	271 50	1879.....	37 50	7 97
1864.....	345 40	249 33	1880.....	17 50	4 00
1865.....	854 84	196 21	1881.....	37 50	2 69
1866.....	950 00	207 20	1882.....	-----	-----
1867.....	75 00	130 98	1883.....	-----	-----
1868.....	1,578 07	132 57	1884.....	-----	-----
1869.....	312 50	52 04	1885.....	-----	-----
1870.....	-----	30 91	-----	-----	-----
Totals.....	-----	-----	-----	\$14,797 85	\$3,385 31

## SCHOOLCRAFT COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1868.....	\$140 94	-----	1866.....	\$39 75	-----
1869.....	44	-----	1867.....	-----	-----
1870.....	-----	-----	1868.....	-----	-----
1871.....	-----	-----	1869.....	-----	-----
1872.....	-----	-----	1870.....	-----	-----
1873.....	-----	-----	1871.....	-----	-----
1874.....	-----	-----	1872.....	50 00	-----
1875.....	-----	-----	-----	-----	-----
1876.....	-----	-----	-----	-----	-----
1877.....	-----	-----	-----	-----	-----
1878.....	-----	-----	-----	-----	-----
1879.....	-----	-----	-----	-----	-----
1880.....	-----	-----	-----	-----	-----
1881.....	-----	-----	-----	-----	-----
1882.....	-----	-----	-----	-----	-----
1883.....	-----	-----	-----	-----	-----
1884.....	-----	-----	-----	-----	-----
1885.....	-----	-----	-----	-----	-----
Totals.....	-----	-----	-----	\$551 13	-----

## ST. CLAIR COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1853.....	\$782 20	-----	1870.....	\$90 21	\$267 52
1854.....	4,554 23	\$22 61	1871.....	100 08	256 31
1855.....	118 83	324 81	1872.....	92 50	238 80
1856.....	-----	369 32	1873.....	350 61	242 99
1857.....	105 00	371 61	1874.....	148 45	247 74
1858.....	272 53	367 44	1875.....	165 00	237 47
1859.....	155 00	392 55	1876.....	-----	231 82
1860.....	183 21	378 58	1877.....	837 84	273 07
1861.....	87 87	398 58	1878.....	270 00	171 79
1862.....	349 41	370 28	1879.....	438 69	167 63
1863.....	692 11	374 68	1880.....	22 50	142 31
1864.....	631 45	353 84	1881.....	274 98	144 42
1865.....	956 73	305 95	1882.....	269 83	123 43
1866.....	343 26	293 32	1883.....	1,303 25	54 21
1867.....	192 62	330 87	1884.....	-----	16 81
1868.....	215 07	235 05	1885.....	87 76	16 05
1869.....	233 50	249 36	-----	-----	-----
Totals.....	-----	-----	-----	\$14,238 66	\$7,236 18

## ST. JOSEPH COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1853.....	\$511 24	.....	1870.....	\$45 00	\$37 11
1854.....	473 35	\$13 39	1871.....	.....	31 95
1855.....	124 39	74 93	1872.....	.....	31 95
1856.....	67 50	92 36	1873.....	.....	31 95
1857.....	.....	89 38	1874.....	67 50	33 26
1858.....	85 00	91 30	1875.....	.....	27 31
1859.....	75 00	86 70	1876.....	22 50	27 73
1860.....	.....	82 83	1877.....	.....	25 63
1861.....	45 00	84 67	1878.....	45 00	26 17
1862.....	22 50	81 16	1879.....	.....	26 89
1863.....	167 73	81 39	1880.....	.....	23 47
1864.....	167 50	70 52	1881.....	67 50	25 33
1865.....	90 00	61 50	1882.....	.....	17 74
1866.....	30 00	45 76	1883.....	.....	17 74
1867.....	45 00	48 38	1884.....	.....	17 74
1868.....	22 50	45 40	1885.....	.....	17 74
1869.....	112 50	46 37			
Totals.....				\$2,236 71	\$1,507 76

## TUSCOLA COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1855.....	\$50 00	.....	1871.....	\$95 00	\$26 80
1856.....	.....	.....	1872.....	212 50	33 38
1857.....	.....	.....	1873.....	506 56	53 26
1858.....	4,583 87	.....	1874.....	170 15	54 61
1859.....	6,316 67	\$38 79	1875.....	140 75	56 02
1860.....	590 24	180 48	1876.....	303 55	57 96
1861.....	230 01	245 33	1877.....	187 50	49 28
1862.....	75 00	178 73	1878.....	172 50	55 11
1863.....	1,415 96	191 68	1879.....	389 48	64 78
1864.....	466 63	149 80	1880.....	183 37	63 04
1865.....	1,906 32	149 03	1881.....	70 39	47 77
1866.....	456 64	93 89	1882.....	234 75	50 72
1867.....	149 50	75 79	1883.....	84 75	27 00
1868.....	823 15	104 75	1884.....	.....	19 89
1869.....	304 00	37 07	1885.....	75 00	15 30
1870.....	268 33	33 15			
Totals.....				\$19,688 87	\$2,187 96

## VAN BUREN COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1853.....	\$1,993 58	.....	1870.....	\$436 57	\$508 62
1854.....	3,285 34	86 90	1871.....	374 40	540 33
1855.....	343 82	940 68	1872.....	968 73	623 40
1856.....	219 45	346 74	1873.....	373 75	481 14
1857.....	67 50	333 41	1874.....	147 67	459 22
1858.....	267 68	345 11	1875.....	683 71	463 77
1859.....	249 72	332 39	1876.....	2,644 86	380 23
1860.....	981 70	352 21	1877.....	596 90	213 43
1861.....	304 69	765 23	1878.....	180 00	163 87
1862.....	63 50	713 30	1879.....	185 00	177 27
1863.....	733 40	703 78	1880.....	185 00	154 49
1864.....	415 06	672 77	1881.....	122 50	140 20
1865.....	794 91	663 07	1882.....	.....	114 90
1866.....	462 64	619 58	1883.....	330 00	141 48
1867.....	708 51	596 79	1884.....	330 00	66 10
1868.....	337 37	592 91	1885.....	73 20	41 49
1869.....	309 32	596 98			
Total.....				\$18,980 91	\$15,849 44

## WASHTENAW COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1853.....	\$1,485 55		1870.....		\$12 61
1854.....	60 00	\$0 44	1871.....		12 61
1855.....		48 50	1872.....	\$100 00	12 61
1856.....		40 65	1873.....		12 61
1857.....		40 65	1874.....		12 61
1858.....		40 65	1875.....		12 61
1859.....		40 65	1876.....		12 61
1860.....		40 65	1877.....		12 61
1861.....		40 65	1878.....		12 61
1862.....		40 65	1879.....		12 61
1863.....	81 50	40 98	1880.....		12 61
1864.....		38 45	1881.....		12 61
1865.....		38 45	1882.....		12 61
1866.....		38 45	1883.....		12 61
1867.....	60 00	12 61	1884.....		12 61
1868.....	444 35	24 92	1885.....		12 61
1869.....		12 61			
Totals.....				\$2,181 90	\$741 72

## WAYNE COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1853.....	\$148 00		1870.....		
1854.....			1871.....		
1855.....	150 00		1872.....		
1856.....			1873.....		
1857.....			1874.....		
1858.....			1875.....		
1859.....			1876.....		
1860.....			1877.....		
1861.....			1878.....		
1862.....			1879.....		
1863.....			1880.....		
1864.....			1881.....		
1865.....			1882.....		
1866.....			1883.....		
1867.....			1884.....		
1868.....			1885.....		
1869.....					
Totals.....				\$298 00	None.

## WEXFORD COUNTY.

*Amount received yearly in Principal and Interest on Swamp Land.*

Year.	Principal.	Interest.	Year.	Principal.	Interest.
1868.....	\$7,303 48		1877.....	\$12 50	
1869.....			1878.....		\$2 05
1870.....			1879.....		2 68
1871.....			1880.....	87 50	2 27
1872.....			1881.....	75 00	
1873.....			1882.....	200 00	5 30
1874.....			1883.....		5 25
1875.....			1884.....	150 00	5 25
1876.....			1885.....		5 25
Totals.....				\$7,778 48	\$27 90

## RECAPITULATION.

*Amount received in Cash on Swamp Land.*

COUNTIES.	Principal.	Interest.	Total Principal and Interest.	COUNTIES.	Principal.	Interest.	Total Principal and Interest.
Alcona.....	\$5,825 50	\$540 81	\$6,365 81	Lapeer.....	\$11,834 05	\$1,971 53	\$13,805 58
Alger.....	1,753 95	-----	1,753 95	Leelanaw.....	525 84	8 89	539 83
Allegan.....	14,755 05	4,295 89	19,050 94	Lenawee.....	1,590 00	970 35	2,560 35
Alpena.....	22,932 41	6,439 89	29,372 30	Livingston.....	2,324 19	1,548 11	3,872 30
Antrim.....	633 82	155 56	691 38	MacKinnac.....	6,255 56	48 19	6,303 69
Arenac.....	6,482 83	191 24	6,673 57	Manistee.....	1,382 09	118 99	1,501 08
Barry.....	4,855 70	961 52	5,807 22	Manitou.....	487 14	110 21	597 35
Bay.....	8,701 50	1,756 78	10,458 28	Marquette.....	27,395 47	11 22	27,396 69
Benzie.....	1,018 84	7 12	1,025 96	Mason.....	1,993 41	277 39	2,270 80
Berrien.....	5,524 58	3,672 88	9,197 46	Meecosta.....	8,857 86	1,096 78	9,934 14
Branch.....	3,493 83	1,123 13	4,616 96	Menominee.....	52,818 49	301 81	53,120 30
Calhoun.....	9,805 65	6,126 21	15,931 86	Midland.....	3,367 28	178 64	3,545 92
Cass.....	5,280 45	2,850 78	8,081 23	Missaukee.....	33,298 46	-----	33,298 46
Charlevoix.....	1,466 16	815 01	1,901 17	Monroe.....	403 41	-----	403 41
Cheboygan.....	8,786 27	2,096 50	10,872 77	Montcalm.....	20,094 23	4,079 08	24,173 41
Chippewa.....	16,429 03	154 11	16,583 14	Montmorency.....	3,774 13	1,787 68	5,561 79
Clare.....	6,001 90	74 29	6,076 19	Muskegon.....	4,962 43	563 92	5,526 35
Clinton.....	16,216 81	4,971 68	21,187 99	Newaygo.....	5,818 07	255 93	6,074 00
Crawford.....	1,217 15	38 47	1,255 63	Oakland.....	1,690 79	507 98	2,198 75
Delta.....	49,643 59	42 39	49,684 98	Oceana.....	823 08	72 96	896 04
Eaton.....	12,482 78	3,896 34	16,379 12	Ogemaw.....	3,108 86	951 56	4,059 92
Emmet.....	648 19	84 45	737 64	Ontonagon.....	4,709 47	-----	4,709 47
Genesee.....	3,786 40	776 84	4,563 74	Oscoda.....	6,594 84	168 11	6,762 85
Gladwin.....	3,730 84	30 55	3,741 39	Oscoda.....	436 83	-----	436 83
Gr. Traverse.....	2,066 81	156 91	2,223 72	Otsego.....	1,509 28	1 16	1,510 42
Gratiot.....	15,908 92	3,409 18	19,018 10	Ottawa.....	5,139 48	1,087 22	6,176 71
Hillsdale.....	1,029 04	324 60	1,353 64	Presque Isle.....	7,373 23	870 61	8,443 84
Houghton.....	13,874 16	3 05	13,877 31	Rosecommon.....	13,534 47	83 16	13,567 63
Huron.....	32,398 78	7,237 71	39,636 49	Saginaw.....	14,242 29	2,993 80	17,136 18
Ingham.....	11,641 15	5,873 19	17,514 34	Sanilac.....	52,565 58	23,274 51	75,840 09
Ionia.....	11,196 64	3,014 39	14,311 08	Schoolcraft.....	551 13	-----	551 13
Iosco.....	3,036 31	444 51	3,480 82	Shiawassee.....	14,797 83	3,385 81	18,183 15
Iron.....	6,736 09	-----	6,736 09	St. Clair.....	14,233 66	7,936 18	22,169 84
Isabella.....	9,314 41	605 84	9,920 25	St. Joseph.....	2,298 71	1,507 76	3,794 47
Jackson.....	3,873 48	3,554 25	7,426 73	Tuscola.....	19,698 87	2,187 98	21,876 85
Kalamazoo.....	4,373 24	2,071 16	6,444 40	Van Buren.....	18,990 91	15,949 44	34,810 35
Kalkaska.....	13,628 54	88 96	13,717 50	Washtenaw.....	3,181 90	741 72	3,923 62
Kent.....	11,749 32	3,161 82	14,911 14	Wayne.....	298 00	-----	298 00
Keweenaw.....	24,471 01	-----	24,471 01	Wexford.....	7,778 48	27 90	7,806 38
Lake.....	538 88	-----	538 88				
<b>Totals.....</b>							<b>\$895,898 79</b>

## MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, June 16, 1885. }

To the Speaker of the House of Representatives:

SIR—I am instructed to re-return to the House the following bill:

House bill No. 492 (File No. 383), entitled

A bill to amend sections 4 and 7 of chapter III, section 5 of chapter XI, and to repeal section 14 of chapter XII of act No. 10 of the session laws of 1882, being "An act to amend sections 4, 5, and 8 of chapter II, sections 4 and 7 of chapter III, section 3 of chapter IV, and sections 5 and 13 of chapter XI, and to add a new section to chapter XII to stand as section 14 of act No. 243 of the session laws of 1881, entitled An act to revise and consolidate the laws relating to the establishment, opening and improvement and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State," approved June 8, 1881;

And to inform the House that the Senate reconsidered the vote by which they agreed to the title of the bill, and amended said title by inserting after

the word "amend" in line 1, the words "section 4 of chapter II," and thereupon agree to said title as amended.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The question being on concurring in the amendment made by the Senate to the title,

The title as amended was then agreed to.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 16, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 16, entitled

A bill to authorize the township of Thomastown, in Saginaw county, to raise money by issuing the bonds of said township for the purpose of procuring the free crossing of the bridge of the State Road Bridge Company, by the tax payers of said township of Thomastown during the unexpired time for which said Bridge Company is chartered, and to authorize said township and Bridge Company to contract with each other in relation thereto;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

### THIRD READING OF BILLS.

Senate bill No. 262 (File 242), entitled

A bill to promote morality and to prevent crime,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Howell moved to amend the bill by striking out in line 4, section 2, the word "seventeen," and inserting the word "twenty" in lieu thereof;

Which was withdrawn.

The question being on the passage of the bill,

Mr. Adams moved to strike out the enacting words of the bill;

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor by yeas and nays as follows:

### YEAS.

Mr. Baker,	Mr. Divine,	Mr. Kelly,	Mr. Sellers,
Bardwell,	Dodge,	Kirkpatrick,	Shorts,
Beecher,	Dunbar,	Malcolm,	Snyder,
Beekman,	Egan,	Markey,	Stark,
Bentley,	Eldred,	McClelland,	Swift,
Brown,	Engleman,	McCormick,	Town,



Mr. Cannon,	Mr. Estee,	Mr. McGregor,	Mr. Ulrich,
Case, A. T.,	Gardner,	McKie,	Voorhees,
Case, J. A.,	Hammond,	O'Keefe,	Watson,
Chapman,	Hankerd,	Oviatt,	Weiss,
Coomer,	Hayes,	Parkhurst,	Wellman,
Cross,	Houk,	Post,	Williams,
Crozer,	Howell,	Potter,	Wood,
Davis,	Johnson,	Powers,	Woodruff,
Dickson,	Jones,	Rumsey,	Speaker,
Diekema,			

61

## YEAS.

Mr. Adams,	Mr. Conrad,	Mr. Harper,	Mr. McNabb,
Blacker,	Dakin,	Holman,	Sutton,
Boynnton,	Ford,	Lincoln,	Walthew,
Case, O. N.,	Gleason,	Manwaring,	Waltz,
Collins,	Hampton,	Mason,	Wilson,

20

Title agreed to.

Senate bill No. 287 (File No. 203), entitled

A bill to amend act number 16 of the session laws of 1877, being section 5705 of the General Statutes of the State of Michigan, compiled and annotated by Andrew Howell, entitled "An act relative to alienation by deed, and the proof and recording of conveyances and the canceling of mortgages,"

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Dodge,	Mr. Lincoln,	Mr. Stark,
Baker,	Dunbar,	Malcolm,	Sutton,
Bardwell,	Egan,	Manwaring,	Swift,
Barry,	Eldred,	Markey,	Town,
Beekman,	Engleman,	McCormick,	Ulrich,
Boynnton,	Estee,	McKie,	Voorhees,
Brandon,	Ford,	McNabb,	Walthew,
Brown,	Gardner,	Northwood,	Waltz,
Case, A. T.,	Gleason,	O'Keefe,	Watson,
Case, J. A.,	Hampton,	Oviatt,	Webber,
Case, O. N.,	Hankerd,	Parkhurst,	Weiss,
Chapman,	Harper,	Post,	Wellman,
Coomer,	Hayes,	Potter,	Wiggins,
Cross,	Holman,	Powers,	Williams,
Crozer,	Howell,	Richardson,	Wilson,
Dakin,	Johnson,	Sellers,	Wood,
Diekema,	Kelly,	Shorts,	Wright,
Divine,	Kirkpatrick,	Snyder,	

71

## NAYS.

Mr. Long,

1

Title agreed to.

Senate bill No. 312 (File No. 205), entitled

A bill to amend section 102 of chapter 188 of the compiled laws of 1871, being compiler's section 5969, relative to the competency of witnesses, and examinations of parties in certain cases,

Was read a third time and passed a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Divine,	Mr. Lincoln,	Mr. Powers,
Baker,	Dunbar,	Malcolm,	Rumsey,
Bardwell,	Estee,	Manwaring,	Snyder,
Barry,	Ford,	Markey,	Stark,
Beekman,	Gardner,	Mason,	Swift,
Boynton,	Hammond,	McClelland,	Town,
Brown,	Hampton,	McCormick,	Ulrich,
Cannon,	Harper,	McGregor,	Waltz,
Case, A. T.,	Hayes,	McKie,	Watson,
Case, J. A.,	Holman,	McNabb,	Webber,
Chapman,	Houk,	Northwood,	Wellman,
Conrad,	Howell,	O'Keefe,	Wiggins,
Coomer,	Johnson,	Oviatt,	Williams,
Cross,	Jones,	Parkhurst,	Wilson,
Crozer,	Kelly,	Post,	Woodruff,
Dickson,	Kirkpatrick,	Potter,	Speaker,
Diekema,			

65

## NAYS.

Mr. Long, Mr. Sutton,

2

Title agreed to.

House bill No. 663, entitled

A bill to authorize the organization of building associations, and the methods of operating such associations within the State of Michigan,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Dickson,	Mr. Kelly,	Mr. Powers,
Bardwell,	Diekema,	Kirkpatrick,	Richardson,
Beecher,	Divine,	Lincoln,	Rumsey,
Beekman,	Egan,	Mason,	Shorts,
Bentley,	Eldred,	McClelland,	Stark,
Brown,	Estee,	McCormick,	Town,
Case, A. T.,	Hampton,	McGregor,	Waltz,
Case, J. A.,	Hayes,	McNabb,	Wellman,
Conrad,	Holman,	North,	Wiggins,
Coomer,	Howell,	Oviatt,	Wilson,
Cossitt,	Jones,	Parkhurst,	Woodruff,
Crozer,			

45

## NAYS.

Mr. Baker,	Mr. Dunbar,	Mr. Watson,	Mr. Weiss,
Barry,	Long,	Webber,	Williams,
Chapman,	Swift,		

10

Senate bill No. 333 (File No. 231), entitled

A bill to compel foreign corporations and joint stock companies organized for the purpose of smelting, refining, or reducing iron, lead, copper, or other ores and minerals, doing business in the State of Michigan, to make annual

reports to the Auditor General, and to provide for a specific tax on the business of the same;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays follows:

## YEAS.

Mr. Adams,	Mr. Cossitt,	Mr. Kelly,	Mr. Richardson,
Baker,	Cross,	Kirkpatrick,	Shorts,
Bardwell,	Crozer,	Makelim,	Stark,
Barry,	Davis,	Malcolm,	Sutton,
Beecher,	Dickson,	Markey,	Swift,
Beekman,	Dunbar,	Mason,	Town,
Boynton,	Estee,	McClelend,	Watson,
Brandon,	Ford,	McCormick,	Weiss,
Brown,	Hampton,	McGregor,	Wellman,
Cannon,	Hayes,	McKie,	Wiggins,
Carlton,	Holman,	McNabb,	Wood,
Case, A. T.,	Howell,	North,	Woodruff,
Chapman,	Johnson,	Parkhurst,	Speaker,
Conrad,	Jones,	Powers,	55

## NAYS.

Mr. Webber,	Mr. Williams,	2
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Title agreed to.

The Speaker called Mr. Cross to the chair.

Senate bill No. 232 (File No. 246), entitled

A bill to provide for the sale of certain State tax lands;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Diekema,	Mr. Lincoln,	Mr. Snyder,
Bardwell,	Divine,	Makelim,	Stark,
Beecher,	Dodge,	Manwaring,	Sutton,
Beekman,	Dunbar,	Mason,	Ulrich,
Bentley,	Eldred,	McClelend,	Voorhees,
Blacker,	Engleman,	McCormick,	Walthew,
Boynton,	Estee,	McGregor,	Watson,
Brandon,	Ford,	McNabb,	Webber,
Cannon,	Gardner,	North,	Weiss,
Carlton,	Hampton,	O'Keefe,	Wellman,
Case, J. A.,	Hayes,	Oviatt,	Wiggins,
Chapman,	Holman,	Parkhurst,	Williams,
Cross,	Johnson,	Potter,	Woodruff,
Crozer,	Jones,	Rumsey,	Speaker,
Dakin,	Kirkpatrick,		59

## NAYS.

Mr. Conrad,	Mr. Howell,	Mr. Malcolm,	Mr. Town,	5
Diekson,				

Title agreed to.

Senate bill No. 398, entitled

A bill to extend the time limited in act No. 69, of the session laws of 1883,

for laying out a State road in Leelanaw county, and to authorize the commissioner appointed under said act to expend money or labor contributed in laying out and opening said State road;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Dickson,	Mr. Johnson,	Mr. Powers,
Baker,	Diekema,	Kelly,	Richardson,
Bardwell,	Divine,	Kirkpatrick,	Rumsey,
Beecher,	Dodge,	Lincoln,	Sellers,
Beekman,	Egan,	Makelim,	Shortz,
Bentley,	Eldred,	Malcolm,	Sutton,
Boynnton,	Estee,	Manwaring,	Town,
Carlton,	Ford,	Markey,	Ulrich,
Case, A. T.,	Gardner,	McClelend,	Walthew,
Case, J. A.,	Gleason,	McCormick,	Waltz,
Chapman,	Hankerd,	McGregor,	Webber,
Coomer,	Harper,	McNabb,	Wellman,
Cossitt,	Hayes,	North,	Wiggins,
Cross,	Holman,	Oviatt,	Williams,
Crozer,	Houk,	Parkhurst,	Woodruff,
Dakin,	Howell,	Post,	Wright,

64

## NAYS.

Mr. Brant,	Mr. Dunbar,	Mr. Swift,	Mr. Weiss,
Conrad,			

5

Title agreed to.

On motion of Mr. A. T. Case,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 397, entitled

A bill to extend the time limited in act No. 68 of the session laws of 1883 for laying out a State road in Grand Traverse county; to authorize the commissioner appointed by virtue of said act to lay out a branch State road in said county, and to authorize said commissioner to expend money or labor contributed in laying out and opening said State road,

Was read a third time and passed, a majority of all the members elect voting therefor by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Dickson,	Mr. Malcolm,	Mr. Snyder,
Bardwell,	Diekema,	Manwaring,	Sutton,
Barry,	Divine,	Mason,	Swift,
Beecher,	Dodge,	McClelend,	Town,
Bentley,	Estee,	McGregor,	Ulrich,
Blacker,	Ford,	McNabb,	Voorhees,
Boynnton,	Gardner,	O'Keefe,	Walthew,
Carlton,	Hampton,	Oviatt,	Webber,
Case, A. T.,	Hayes,	Parkhurst,	Weiss,
Chapman,	Holman,	Post,	Wellman,
Conrad,	Houk,	Powers,	Wiggins,
Cossitt,	Howell,	Richardson,	Wilson,

Mr. Cross, Crozer, Dakin,	Mr. Jones, Kelly, Kirkpatrick,	Mr. Rumsey, Sellers, Shortz,	Mr. Woodruff, Wright,	59
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NAYS.

Mr. Dunbar,	1
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Title agreed to.

On motion of Mr. Crozer,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate joint resolution No. 30 (File No. 23), entitled

Joint resolution to refund to John Macfie certain money paid by him for timber on land claimed by the State and afterwards patented to him under act No. 275 of the session laws of 1881,

Was read a third time and passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Adams, Bardwell, Barry, Beecher, Beekman, Bentley, Blacker, Boynton, Brant, Carlton, Case, A. T., Case, J. A., Chapman, Collins, Conrad, Cossitt, Cross,	Mr. Crozer, Dakin, Dickson, Diekema, Divine, Dodge, Eldred, Estee, Ford, Gardner, Gleason, Hampton, Hankerd, Harper, Hayes, Houk, Howell,	Mr. Johnson, Jones, Kelly, Kirkpatrick, Lincoln, Malcolm, Markey, Mason, McClelend, McGregor, McKie, McNabb, North, Northwood, O'Keefe, Oviatt, Parkhurst,	Mr. Post, Richardson, Rumsey, Sellers, Snyder, Swift, Town, Ulrich, Walthew, Waltz, Webber, Wellman, Wiggins, Wilson, Wood, Woodruff, Wright,	68
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NAYS.

Mr. Dunbar,	Mr. Holman,	Mr. Weiss,	3
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Title agreed to.

On motion of Mr. Wilson,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 180 (File No. 163), entitled

A bill to confirm the sale of certain swamp lands to Martha M. Ingalls, and patent No. 25810 issued to her upon such sale,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Ford moved that the enacting words of the bill be stricken out.

Mr. Brant demanded the yeas and nays.

The demand was seconded, and the motion to strike out the enacting words of the bill did not prevail, by yeas and nays, as follows:

## YEAS.

Mr. Case, J. A., Collins, Conrad, Coomer;	Mr. Dakin, Dodge, Dunbar, Ford,	Mr. McNabb, Swift, Ulrich,	Mr. Weiss, Wellman, Wilson,	14
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## NAYS.

Mr. Adams, Baker, Bardwell, Barry, Beekman, Brant, Case, A. T., Chapman, Cross, Crozer, Davis, Dickson,	Mr. Divine, Egan, Eldred, Estee, Gardner, Hankerd, Holman, Jones, Kelly, Kirkpatrick, Long, Makelim,	Mr. Malcolm, Manwaring, Mason, McClelland, McCormick, McGregor, McKie, North, Parkhurst, Potter, Powers, Rumsey,	Mr. Sellers, Shorts, Snyder, Sutton, Town, Walthew, Watson, Webber, Wiggins, Williams, Woodruff, Wright,	48
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The question being on the passage of the bill,  
Mr. Richardson demanded the previous question.

The demand was seconded.

The question being shall the main question be now put,

The same was ordered.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams, Bardwell, Beekman, Boynton, Brant, Brown, Cannon, Case, A. T., Case, J. A., Case, O. N., Chapman, Clark, Cossitt, Cross, Crozer,	Mr. Davis, Dickson, Divine, Egan, Eldred, Engleman, Estee, Gardner, Hankerd, Harper, Holman, Houk, Howell, Johnson, Jones,	Mr. Kelly, Kirkpatrick, Long, Makelim, Malcolm, Manwaring, Mason, McClelland, McCormick, McKie, North, Northwood, Parkhurst, Powers, Richardson,	Mr. Rumsey, Sellers, Shorts, Snyder, Sutton, Town, Voorhees, Walthew, Waltz, Watson, Wiggins, Wilson, Woodruff, Wright,	59
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## NAYS.

Mr. Baker, Barry, Blacker, Collins, Conrad, Coomer, Dakin,	Mr. Diekema, Dodge, Dunbar, Ford, Gleason, Hammond, Hampton,	Mr. Markey, McGregor, McNabb, Oviatt, Post, Stark,	Mr. Swift, Ulrich, Webber, Weiss, Wellman, Williams,	26
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Title agreed to.

On motion of Mr. Crozer,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The Speaker, by unanimous consent, announced the following:

SENATE CHAMBER,  
Lansing, June 17, 1885. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to re-return to the House the following bill:

House bill No. 272 (File No. 414), entitled

A bill to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto;

For which the Senate adopted a substitute as shown by Senate message of June 11, and in which substitute the House refused to concur, and on which disagreement between the two Houses a committee of conference was ordered and reported as follows, as shown by House message of June 16:

By the committee of conference on House File 414:

The committee of conference appointed on the part of the Senate and House to whom was referred the fourth reprint of

House bill No. 272 (File No. 414), entitled

A bill to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto,

Which the Senate amended by adopting sundry amendments recommended by their select committee on drainage, as appears from the Journal of Friday, June 5, and which said House bill (File No. 414) thus amended, was ordered reprinted by the Senate, and is designated as

Senate reprint of House bill No. 272 (File No. 254), entitled

A bill to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto,

Which said Senate bill (File No. 254), was further amended by the Senate, as appears by message from the Senate, dated Friday, June 11, in which message said Senate bill, File No. 254, as thus further amended, was returned to the House, not as an amended House bill, but as a Senate substitute therefor,

But in which said amendments and Senate substitute bill the House refused to concur,

Respectfully report that they have had said House bill and Senate substitute under consideration and have directed us to report back to the House, House bill No. 272 (fourth print), File No. 414, as it passed the House, May 28, with the accompanying amendments, which are as follows:

1. By substituting the following to stand as section 2 of chapter II:

SEC. 2. The board of supervisors of each organized county in this State shall at their annual meeting in the year 1885, and every second year thereafter, appoint one county drain commissioner, whose term of office shall be two years, and shall begin on the first day of January following his appointment. All county drain commissioners holding office at the time this act takes effect, shall continue in office until the first day of January, 1886, and no longer. In case of a vacancy in the office of county drain commissioner occurring thirty days or more previous to a regular or special meeting of the board of super-

visors, the same shall be filled within ten days, or as soon thereafter as practicable, by appointment by the county clerk and the prosecuting attorney of the county, and the person so appointed shall hold his office until the next regular or special meeting of the board of supervisors, when the said board shall fill such vacancy: *Provided*, That if the board of supervisors of any county, upon a full consideration of the matter, shall deem it not advisable to appoint a county drain commissioner, the provisions of this section shall not be deemed mandatory, but such appointment may be made at any subsequent regular or special meeting of such board for any unexpired portion of the official term as fixed by this section. Every county drain commissioner shall, within ten days after his appointment, take, subscribe, and file with the county clerk the oath of office required by the constitution of this State, and shall also within the same time, execute and file with such clerk a bond to the county in the penal sum of three thousand dollars, with two or more sufficient sureties to be approved by such clerk, conditioned upon the faithful discharge of the duties of his office.

2. By adding after the word "*shall*" in line 2 of section 3, chapter II, the words: "*Except as provided in the last preceding section.*"

3. By adding to section 7, chapter II, the following words: "*And no tax for the construction of a drain shall be spread upon the tax roll, until all the records thereof required to be made by such commissioner are filed with the clerk.*"

4. By adding after the word "*shall*" in line 5 of section 2, chapter III, the following words: "*In counties where there is a county drain commissioner.*"

5. By adding after the word "*thereunder*" in line 7 of section 2, chapter III, the following: "*And in case there is no county drain commissioner, he shall proceed to act as in other cases.*"

6. By substituting the following, to stand as section 3 of chapter III:

SEC. 3. Upon the filing of such application, the commissioner authorized to act thereon shall, as soon as practicable thereafter, proceed to personally examine the route of the proposed drain, and if, in his opinion, it is necessary and conducive to the public health, convenience, or welfare, that the application should be granted, he shall, as a means of determining the practicability thereof, make a survey and measurement of the line of the proposed drain, or cause the same to be made by a competent surveyor. If upon such survey he shall find such drain to be practicable, he shall make his order of determination in writing in accordance therewith, and shall establish the commencement, route, and terminus of said drain, and the width, length, and depth thereof, and shall set survey or grade stakes, not more than ten rods apart. For such purpose he shall have the right to enter upon any lands traversed by the route of the proposed drain, or otherwise connected with the purpose of the proceeding. In locating such drain, the commissioner shall not be limited or confined to the precise starting point, route, or terminus set forth in the application. The record or minutes of the survey shall show the line and route of the drain, and the width of surface excavation that will be required in its construction, and shall also show by tracing on either side, and by words or letters and figures, the width of ground that will be required to the disposition of earth, and every release of right of way shall be deemed to include the extreme width thus shown.

7. By substituting the following for section 5, chapter III:

SEC. 5. If, within twenty days after the making of such order of determination, as provided in section 4 of this chapter, all the persons through whose lands the proposed drain is to pass shall not have executed a release of right of



way and all damages on account thereof, the commissioner shall, as soon as practicable, make application to the probate court of the county in which such lands are situated, for the appointment of three special commissioners, who shall be resident freeholders of the county, to determine the necessity for such drain, and for the taking of private property for the use and benefit of the public for the purpose thereof, and the just compensation to be made therefor. Such application shall be in writing and shall set forth:

*First*, The fact that an application for a drain was made, and when, describing the drain, and also giving the route and dimensions thereof, according to the application and survey;

*Second*, That an order determining the necessity for the drain was made by the commissioner, giving the time when the order was made;

*Third*, The names of the persons, if known, who have not released right of way and damages, the description or descriptions of land owned by each such person that will be affected by the drain, and the description of land owned by non-resident or unknown persons, and the fact that they have each and all neglected or refused to execute release of right of way and damages.

8. By substituting the following for section 6, chapter III:

SEC. 6. The court to whom such application is made shall make an examination at the time of such application of all the proceedings of the commissioner so far as had, and if such proceedings be found to be in accordance with the statute, such court shall at once appoint a time and place of hearing upon the application, which time shall be fixed not less than thirty nor more than forty days thereafter, and the court shall issue a citation to all persons whose lands are traversed by such drain, or who will be liable to assessment for benefits in the construction thereof, and who have not released right of way and all damages on account thereof, to appear at the time and place designated in said citation, and be heard with respect to such application, if they so desire, and show cause, if any there be, why said application should not be granted;

9. By substituting the following for section 7, chapter III:

SEC. 7. The citation shall recite so much of the premises as will show jurisdiction, and in the case of resident owners, shall be addressed to such owners by name; in the case of non-resident owners, it shall be addressed to the owner or owners of the several descriptions of land involved. It shall describe the drain by its commencement, terminus, and general course, and shall set forth that lands owned by the persons to whom it is addressed will be crossed by such drain, or will be subject to assessment for its construction, and that a description and survey of such drain is on file with the court issuing the citation. Such citation shall be personally served by the commissioner, or some other competent person, upon every person whose lands are traversed by such drain, or who will be liable to assessment for benefits in the construction thereof and who has not released the right of way and all damages on account thereof, and who is known and resides within the township or townships in which any such lands are situated, by delivering to him a copy thereof, or by leaving the same at his residence with some person of suitable age and discretion, who shall be informed of its contents. In all cases of personal service, at least ten days shall intervene between the day of service and the day of hearing, and the court issuing such citation shall require proof of such service by affidavit, showing the time, place, and manner of such service. Citations shall be served upon townships by leaving a copy thereof with the supervisor, or at his residence; upon cities, by leaving a copy thereof with the mayor or clerk; upon the State, by leaving a copy

thereof with the prosecuting attorney of the county in which such lands are situated; upon railroad companies by leaving a copy thereof with the agent of any ticket or freight office of the company operating such railroad; and upon other private corporations, by serving the same upon the officer or person designated by law in cases of civil process. If any lands involved be non-resident, a copy of the citation so far as it affects such lands shall be published in some newspaper published and circulating in the county in which such lands are located, for at least two weeks previous to the day of hearing, which publication shall be deemed to be sufficient notice to all non-resident parties interested in such drain. The first publication of such notice shall be at least fourteen full days before the day of hearing, and proof of its publication shall be made as above provided in case of personal service.

10. By substituting the following for section 8, chapter III:

SEC. 8. The court to whom such application is made shall at the time and place fixed in the citation, or at any time to which it may adjourn, and upon proof of service and publication where required, proceed to hear all persons whose estate or interests are to be affected by the proceedings, and such persons may show cause against the prayer set forth in the application, and may disprove any of the facts alleged therein, and said court shall hear the proofs and allegations of the parties, and if no sufficient cause is shown against granting the prayer set forth in said application, said court shall make an order appointing three disinterested and competent resident freeholders as special commissioners to ascertain and determine the necessity for such drain, and to appraise and determine the damages or compensation to be allowed to the owners or parties interested in the real estate proposed to be taken for the right of way of such drain. Such court shall, immediately upon the appointment of such commissioners, and with the concurrence of the drain commissioner, appoint a time and place (such time to be not less than five nor more than fifteen days thereafter), at which such special commissioners shall meet the drain commissioner and other parties in interest, to consider of the matters and things with respect to which they have been appointed, and said court shall make public announcement thereof, and thereupon the proceeding shall be deemed a continuing proceeding, and no further notice of the time and place of hearing shall be required and such appointment and announcement shall be made a part of the record in the case: *Provided*, That any one person whose estate or interest is to be affected by the proceedings may demand and have from such court at the time of hearing of said application, a jury of twelve freeholders of said county to ascertain and determine the necessity for taking or using such lands, and to appraise and determine the damages and compensation to be allowed therefor. The demand of any one of the parties interested for a jury shall be deemed to be a demand for all, and if no jury be demanded on the part of any person interested in said proceedings before the appointment of special commissioners shall be made by such court, his or her right to the same shall be deemed to have been waived. Whenever such demand for such jury shall have been made, the court shall proceed in the same manner as is provided by law in case a jury is demanded for taking private property for the use of railroad companies, and all further proceedings in the matter had by such court and jury shall be in conformity with the provisions of law, as aforesaid, so far as the same shall apply: *Provided*, That when such jury shall have made their report, and the same shall have been confirmed by such court, a certified copy of such order of confirmation shall be furnished by the court to the drain commissioner.

11. By substituting the following for section 9, chapter III:

SEC. 9. If no demand for a jury shall be made, and the court shall have granted the prayer set forth in the application, such court shall proceed to deliver to the drain commissioner a copy of the order appointing the special commissioners, and the drain commissioner shall notify such special commissioners of their appointment, and of the time and place they are required to meet with him, and with other parties in interest. They shall be sworn to faithfully discharge the duties of special commissioners in the matter in which they are called to act, and to well and truly determine the necessity of such drain, and of the taking of private property for the use and benefit of the public for the purpose thereof, and the just compensation to be paid therefor. The said commissioners, with the drain commissioner and other parties in interest who may be present, shall meet at the time and place ordered by said court, and proceed at that time, or at any time to which they may adjourn, to view said premises, and for such purpose they shall have the right to enter upon any lands traversed by the route of the proposed drain.

12. By striking out the words "judge of probate" in line 8, section 10, chapter 3, and inserting in lieu thereof the words "probate court."

13. By striking out the word "for" in line 3, section 13, chapter III.

14. By substituting the following for section 1, chapter IV:

SECTION 1. Upon the release of right of way and damages, or upon the determination and return of the special commissioners, or the order of the probate court, as the case may be, the drain commissioner shall make his final order establishing the drain, and shall give the same the name by which it shall be known and recorded. He shall also, without delay, proceed to divide the route thereof into convenient sections, for the letting of the work, and shall mark the grade on each stake, from stake to stake, along the whole length of such drain, and shall give the same a name by which it shall be known and recorded. He shall also mark on each stake the number of each section or division from the lower end, and the length in feet or rods which each section contains, and shall make a diagram corresponding with the divisions as made, and shall file the same with the other papers pertaining to such drain. He shall give not less than ten days' notice of the time and place of letting, by posting notices thereof in five or more public places in each township traversed by such drain, and by causing a notice thereof to be published not less than two insertions in one or more weekly newspapers published and of general circulation in the county. Such notice shall also state that at the time of such letting, or at such other times or places as the commissioner may (which time may be before or after such letting), the assessment of benefits will be subject to review. On such review the commissioner of highways of any township may appear on behalf of such township. At such review the commissioner shall hear the proofs and allegations of all parties in interest, and shall carefully reconsider and review his assessment of benefits and equalize the same as may seem just and equitable.

15. By inserting after the word "payment" in line 13, section 3, chapter 4, the words "exceeding two-thirds of the amount earned on any contract;"

16. By striking out all after the word "residence" in line 13, section 4, chapter 4, and inserting in lieu thereof the following: "With some persons of suitable age and discretion, who shall be informed of its contents, if such contractor have a known residence within the county;"

17. By substituting the following for section 7, chapter V:

SEC. 7. All assessments of benefits under the provisions of this act shall be

upon the principle of benefits derived. All descriptions of land under the provisions of this act shall be made by giving the legal subdivisions thereof, whenever practicable, and when the tract of land which is to be benefited or affected by such drain is less than such legal subdivision it may be described by designation of the lot or other boundaries, or in some way by which it may be known.

18. By substituting the following to stand as section 6, chapter VI:

SEC. 6. All drain taxes assessed under the provisions of this act shall be collected in the same manner as State and other general taxes are collected, and collecting officers are hereby vested with the same power and authority in the collection of such taxes as are or may be conferred by law for collecting general taxes. All taxes levied under the provisions of this act, or of act No. 269 of the session laws of 1881, with all lawful costs, interests, and charges, shall be and remain a perpetual lien upon the lands upon which they are assessed, and a personal claim against the owner or owners of such lands until they are paid.

19. By adding after the word "completed," line 2, section 13, chapter 6, the words "or partly completed." Also, by adding after the word "re-lay," line 4, same section, the words "and complete." Also, by adding after the word "re-laying," line 6, same section, the words "and completing." Also, by adding after the word "out," line 12, same section, the words "and wholly or partly constructed."

20. By striking out all after the word "damages" in line 5 of section 15, chapter 6, and inserting in lieu thereof the following:

"And the plaintiff may offer evidence in rebuttal, and if it shall appear from such evidence that the actual benefits to the land by reason of the construction of the drain were less than the amount of the tax, judgment shall be only for the amount of the benefits as proven, with interest and costs: *Provided*, That no such proceedings shall be instituted by the commissioner at the expense of the township unless he shall be authorized to do so by the township board."

And the committee recommend that all the above amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

WM. H. FRANCOIS,  
C. J. MONROE,

*Committee on part of Senate.*

GERRIT J. DIEKEMA,  
HAMILTON M. WRIGHT,

*Committee on the part of House.*

And now to inform the House that in the adoption of the report of said conference committee the Senate has concurred by a vote of a majority of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

By the committee on military affairs:

The committee on military affairs, to whom was referred

House joint resolution No. 22, entitled

Joint resolution that a new section be added to the constitution of the State of Michigan, and to stand as section 15 of article 14, relative to State bounties for soldiers and for submission to the people,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ALBERT N. WOODRUFF, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Woodruff,

The joint resolution was placed on the order of third reading.

By the committee on judiciary:

The committee on judiciary, to whom was referred

1. House bill No. 13, entitled

A bill to establish, protect, and enforce the rights of mechanics and other persons furnishing labor or materials for the erection, altering, repairing, or ornamenting of buildings, machinery, wharves or other structures, and to repeal act 258, session laws of 1879, relative to mechanics' liens;

2. House bill No. 30, entitled

A bill to repeal section 9594, and amend sections 9584 and 9585, Howell's Annotated Statutes, relative to holding of inquests;

3. House bill No. 33, entitled

A bill to establish, protect, and enforce the rights of mechanics or other persons, and the repeal of certain acts relating thereto;

4. House bill No. 34, entitled

A bill relative to the salaries of the justices of the supreme court;

5. House bill No. 72, entitled

A bill to make the office of county clerk a salaried office, etc.;

6. House bill No. 82, entitled

A bill to amend section 1, act No. 95, of the session laws of 1873, entitled "An act to regulate and define the duties of the judge of probate in certain cases, and section 6809 of chapter 248 of Howell's Annotated Statutes, relative to estates of deceased persons;"

7. House bill No. 95, entitled

A bill to prohibit the levying of assessments upon clerks and officers for political purposes;

8. House bill No. 123, entitled

A bill to amend section 9 of act No. 259, session laws of 1881, entitled "An act to regulate the sale of spirituous, malt, brewed, fermented, and vinous liquors," approved June 10, 1881;

9. House bill No. 151, entitled

A bill to provide for the finding and return of verdicts by a less number than six jurors in the trial of civil causes in justice courts in this State;

10. House bill No. 152, entitled

A bill to provide for the finding and return of verdicts by a less number than twelve jurors in the trial of civil causes in courts of record in this State;

11. House bill No. 182, entitled

A bill to amend section 8, chapter 150, compiler's section 4210, compiled laws of 1871, being section 5658, Howell's Annotated Statutes, relative to the acknowledgment of deeds;

12. House bill No. 208, entitled

A bill to amend section 1 of chapter 4, of an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883;

## 13. House bill No. 220, entitled

A bill relative to maintaining the fire and police department in the city of Ionia;

## 14. House bill No. 239, entitled

A bill to amend 78 of chapter 188 of the compiled laws of 1871, being compiler's section 7508 of Howell's Annotated Statutes of Michigan, relative to documentary evidence;

## 15. House bill No. 247, entitled

A bill to repeal an act entitled, "An act relating to interest upon installments falling due upon written contracts," being act No. 11 of the public acts of 1869;

## 16. House bill No. 275, entitled

A bill to add a new section to chapter 244 of the compiled laws of 1871, being chapter 317 of Howell's Annotated Statutes of 1882, relative to offenses against persons;

## 17. House bill No. 281, entitled

A bill to provide for the election of a solicitor general, the payment of his salary, and to define his duties;

## 18. House bill No. 306, entitled

A bill to amend section 39 of act No. 155 of the session laws of 1883, relative to evidence in divorce cases;

## 19. House bill No. 307, entitled

A bill to amend section 8055 of chapter 276 of Howell's Annotated Statutes, being an act to authorize proceedings against garnishees and other persons;

## 20. House bill No. 310, entitled

A bill to amend act No. 280 of the session laws of 1881, entitled, "An act to amend section 40 of chapter 149 of the revised statutes of 1846, being compiler's section 7425 of the compiled laws of 1871, relative to costs;"

## 21. House bill No. 311, entitled

A bill concerning negligence and contributory negligence and collection of damages caused thereby, and to repeal all acts and parts of acts in any wise controverting any of the provisions of this act;

## 22. House bill No. 315, entitled

A bill to recover damages for injuries to persons and property by reason of defective highways, streets, etc., etc.;

## 23. House bill No. 324, entitled

A bill to amend section 7 of chapter 262 of the compiled section 7963, relative to "new trials," and "exceptions in criminal cases," being section 9576 of Howell's Annotated Statutes of Michigan;

## 24. House bill No. 332, entitled

A bill to regulate appeals from probate courts in certain cases;

## 25. House bill No. 337, entitled

A bill to authorize the holding of terms of the circuit court of Schoolcraft county within the township of Seney;

## 26. House bill No. 342, entitled

A bill to amend section 39 of act 155, of session laws of 1883, relative to evidence in divorce cases;

## 27. House bill No. 344, entitled

A bill to amend section 3 of act 109 of session laws of 1859, being an act to provide for seeing an attorney when appointed by the court;

## 28. House bill No. 372, entitled

A bill to amend section 5016 of the compiled laws of 1871, being section 8326 of Howell's Annotated Statutes, relative to the service of writs of replevin;

## 29. House bill No. 400, entitled

A bill to amend section 4647 of Howell's Annotated Statute, relative to the appointment of trustees in certain cases;

## 30. House bill No. 432, entitled

A bill to define and punish the offense of provocation;

## 31. House bill No. 434, entitled

A bill to define and punish blackmailing;

## 32. House bill No. 438, entitled

A bill to amend sections 1 and 2 of act No. 108 of the session laws of 1883, and to add a new section thereto to stand as section 3, being "An act to define the duties of justices of the peace in certain cases;"

## 33. House bill No. 455, entitled

A bill to amend section 9286 of Howell's Annotated Statutes, being section 7700 of the compiled laws of 1871;

## 34. House bill No. 457, entitled

A bill to facilitate the collection of debts from employes of the State in certain cases;

## 35. House bill No. 486, entitled

A bill to authorize and empower boards of supervisors and the board of auditors of the county of Wayne to grant the use of the public records and files in their respective counties, for making abstracts of land titles;

## 36. House bill No. 533, entitled

A bill to authorize the holding of certain of the required terms of the circuit court of the county of Berrien at a place or places in said county other than the village of Berrien Springs;

## 37. House bill No. 543, entitled

A bill to amend section 57 of chapter 189, compiled laws of 1871, being section 7706 of Howell's Annotated Statutes relative to the submitting of special questions to the jury on the trial of the issues of fact;

## 38. House bill No. 573, entitled

A bill requiring certain of the regular terms of the circuit court for the county of Shiawassee to be hereafter held within the city of Owosso;

## 39. House bill No. 604, entitled

A bill to authorize the levy by execution in justice courts in certain cases;

## 40. House bill No. 625, entitled,

A bill to amend section number 2 of chapter 276 of Howell's Annotated Statutes, relative to proceedings against garnishees in justices' courts;

## 41. House bill No. 409, entitled

A bill to amend section 101 of act 245 of the laws of 1881, and being compiler's section 7545, Howell's Annotated Statutes of 1882, relative to evidence;

## 42. House bill No. 598, entitled

A bill to amend section 9 of an act entitled "An act to establish a police court in the city of Detroit," approved April 2, 1850, and acts amendatory thereof;

## 43. House bill No. 612, entitled

A bill to make it the duty of prosecuting attorneys to examine into the merits of all suits for divorce brought within their respective counties, and to provide for the cross-examination of witnesses in cases taken *pro confesso*;

## 44. House bill No. 630, entitled

A bill requiring certain of the regular terms of the circuit court for the county of Saginaw to be hereafter held within the city of East Saginaw;

## 45. House bill No. 730, entitled

A bill to regulate the manner of conducting of general elections, the canvassing and statement of votes, and the return thereof;

## 46. House bill No. 687, entitled

A bill to prevent the obtaining of credit on the purchase of goods, wares, and merchandise under false tokens or pretenses;

## 47. House bill No. 553, entitled

A bill to repeal section 4 of act No. 145 of session laws of 1881, and to substitute a new section therefor;

## 48. House bill No. 164, entitled

A bill to amend section 1 of act No. 163 of the session laws of 1867, entitled "An act to prevent the introduction of contagious diseases in cattle," approved April 5, 1869, being compiler's section 1628 of Howell's Annotated Statutes, and to add a new section thereto, to stand as section 5;

## 49. House bill No. 705, entitled

A bill to amend section 1 of an act entitled an act for the payment of the salaries of the State officers, approved April 17, 1881, and the acts amendatory thereof, the same being section 339 of Howell's Statutes;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that they do not pass, and ask to be discharged from the further consideration of the subject.

D. P. MARKEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Markey,

The forty-nine named bills were laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

## 1. House joint resolution No. 3, entitled

Joint resolution proposing an amendment to section 11 of article 5 of the constitution of this State relative to reprieves, commutations, and pardons;

## 2. House joint resolution No. 29, entitled

Joint resolution proposing an amendment to section 2 of article 6 of the constitution of this State, relative to judges of the supreme court;

## 3. House concurrent resolution, entitled

Concurrent resolution for the relief of Alphonso Button,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that they do not pass, and ask to be discharged from the further consideration of the subject.

D. P. MARKEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Markey,

The resolutions were laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

## 1. Senate bill No. 247 (File No. 94), entitled

A bill to amend section 17 of act No. 164 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to public instruc-



tion and primary schools," being section 5049 of Howell's Annotated Statutes, relative to qualified voters at district elections;

2. Senate bill No. 293 (File No. 158), entitled

A bill to punish frauds upon hotel, tavern, and inn keepers;

3. Senate bill No. 302 (File No. 202), entitled

A bill to provide for the filing of any contract or lease, or a true copy thereof, which contract or lease contains a provision that the vendee or lessee may become the owner of goods and chattels, but the vendor or lessor shall or may retain the title thereto or a lien thereon until the same shall be fully paid for;

4. Senate bill No. 303 (File No. 204), entitled

A bill to require the filing for record of notice of suits at law affecting the title to real estate;

5. Senate bill No. 280, entitled

A bill to provide for the appointment and compensation of and to prescribe the duties of a stenographer for the twenty-second judicial circuit;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that they do not pass, and ask to be discharged from the further consideration of the subject.

D. P. MARKEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Markey,

The five named bills were laid on the table.

On motion of Mr. Dickson,

The House took a recess until 2 o'clock P. M.

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#### AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

Mr. Blacker moved to take from the table

House bill No. 521 (File No. 360), entitled

A bill to fix the per diem compensation of members of the State Legislature from the Upper Peninsula for and during the session of 1885;

Which motion prevailed.

On motion of Mr. Blacker,

The bill was put upon its immediate passage.

The bill having been read a third time, pending the taking of the vote thereon,

Mr. Sellers demanded the previous question.

The demand was seconded.

The question being shall the main question be now put,

The same was ordered.

The bill was then not passed, a majority of all the members elect not voting therefor by yeas and nays, as follows:

## YEAS.

Mr. Baker,	Mr. Collins,	Mr. Houk,	Mr. O'Keefe,
Bardwell,	Cross,	Jones,	Sellers,
Brandon,	Dickson,	Kelly,	Snyder,
Brown,	Diekema,	Makelim,	Town,
Carlton,	Dodge,	Manwaring,	Walthew,
Case, A. T.,	Egan,	McClelland,	Wellman,
Case, J. A.,	Eldred,	McCormick,	Wood,
Case, O. N.,	Estee,	Northwood,	Speaker,
Coleman,	Ford,		

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## NAYS.

Mr. Adams,	Mr. Coomer,	Mr. Johnson,	Mr. Swift,
Barry,	Gardner,	Markey,	Ulrich,
Beekman,	Hammond,	McGregor,	Voorhees,
Blacker,	Hampton,	McKie,	Waltz,
Boynton,	Hankerd,	Powers,	Webber,
Campbell,	Holman,	Shorts,	Weiss,
Chapman,	Howell,	Stark,	Wilson,
Conrad,			

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Mr. Blacker moved to reconsider the vote by which the House refused to pass the bill,

Mr. Markey moved to lay the motion to reconsider on the table;

Which motion did not prevail.

The motion to reconsider then prevailed.

Mr. Hampton moved that the further consideration of the bill be indefinitely postponed;

Pending which,

On motion of Mr. Blacker,

The bill was laid on the table.

The Speaker by unanimous consent announced the following:

SENATE CHAMBER, }  
Lansing, June 17, 1885. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 298, entitled

A bill making appropriations for the expenses of the State officers and State government for the years 1885 and 1886, and to provide a tax for the payment of the same;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and

On motion of Mr. Rumsey,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Parkhurst moved to amend the bill by adding at the end thereof the following:

*And provided further,* That there shall be levied and collected in the same way as herein provided and in addition to the sums hereinbefore named, the further sum of sixty-eight thousand eight hundred dollars for the year 1885, and a like sum each year for four successive years thereafter, to pay the amount now due to the counties as provided for in said section 5394, and denominated therein a "swamp land fund."

On agreeing to which

Mr. Blacker demanded the yeas and nays.

The demand was seconded and the motion to amend prevailed by yeas and nays, as follows:

#### YEAS.

Mr. Barry,	Mr. Dodge,	Mr. Mason,	Mr. Richardson,
Oannon,	Estee,	McCormick,	Shorts,
Case, A. T.,	Hammond,	McGregor,	Voorhees,
Case, J. A.,	Hampton,	McKie,	Watson,
Coleman,	Holman,	North,	Weiss,
Conrad,	Houk,	Northwood,	Wellman,
Cross,	Jones,	O'Keefe,	Wilson,
Crozer,	Kelly,	Oviatt,	Wood,
Dakin,	Kirkpatrick,	Parkhurst,	Woodruff,
Davis,	Lincoln,	Post,	Wright,
Dickson,	Makelim,	Potter,	Speaker,
Diekema,	Markey,	Powers,	

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#### NAYS.

Mr. Adams,	Mr. Case, O. N.,	Mr. Harper,	Mr. Stark,
Bardwell,	Chapman,	Howell,	Sutton,
Beecher,	Collins,	Johnson,	Swift,
Beekman,	Coomer,	Long,	Town,
Bentley,	Divine,	Malcolm,	Ulrich,
Boynnton,	Dunbar,	Manwaring,	Walthew,
Brandon,	Eldred,	McClelend,	Waltz,
Brant,	Ford,	Rumsey,	Webber,
Brown,	Gardner,	Sellers,	Wiggins,
Campbell,	Gleason,	Snyder,	Williams,
Carlton,	Hankerd,		

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The question being on the passage of the bill,

Mr. Wilson moved to reconsider the vote by which the House agreed to amend the bill;

Which motion did not prevail.

The question being on the passage of the bill,

Mr. Dakin demanded the previous question.

The demand was seconded.

The question being shall the main question be now put,

The same was ordered.

The bill was then passed, a majority of all the members elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Barry,	Mr. Diekema,	Mr. Manwaring,	Mr. Powers,
Blacker,	Dodge,	Markey,	Richardson,
Cannon,	Estee,	Mason,	Shorts,
Case, A. T.,	Ford,	McCormick,	Stark,
Case, J. A.,	Hammond,	McGregor,	Voorhees,
Coleman,	Hampton,	McKie,	Watson,
Conrad,	Holman,	North,	Weiss,
Cossitt,	Houk,	Northwood,	Wellman,
Cross,	Jones,	O'Keefe,	Wilson,
Crozer,	Kelly,	Oviatt,	Wood,
Dakin,	Kirkpatrick,	Parkhurst,	Woodruff,
Davis,	Lincoln,	Post,	Wright,
Dickson,	Makelim,	Potter,	Speaker, 52

## NAYS.

Mr. Adams,	Mr. Campbell,	Mr. Gardner,	Mr. Sutton,
Baker,	Carlton,	Gleason,	Swift,
Bardwell,	Case, O. N.,	Hankerd,	Town,
Beecher,	Chapman,	Harper,	Ulrich,
Bentley,	Collins,	Howell,	Walthew,
Boynton,	Coomer,	Johnson,	Waltz,
Brandon,	Divine,	Long,	Webber,
Brant,	Dunbar,	Malcolm,	Wiggins,
Brown,	Egan,	Rumsey,	Williams, 36

Title agreed to.

Mr. North moved to take from the table

Senate bill No. 367 (File No. 244), entitled

A bill to define and fix the boundary lines between school district No. 1, and school district No. 2, in the township of Portage, in the county of Houghton ;  
Which motion prevailed.

The question being on the passage of the bill,

Mr. North moved to amend the bill, by striking out section 2, and inserting the following to stand as section 2 :

"Sec. 2. District number one shall comprise all of the remainder of the township of Portage lying and being north of the fifth correction line, United States survey ;"

Which motion prevailed.

The question then being on the passage of the bill,

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Beekman,	Mr. Dickson,	Mr. Jones,	Mr. Snyder,
Brandon,	Diekema,	Long,	Sutton,
Brown,	Divine,	Manwaring,	Town,
Campbell,	Egan,	McCormick,	Watson,
Chapman,	Ford,	McKie,	Wellman,
Collins,	Gardner,	North,	Woodruff,
Cross,	Houk,	Northwood,	Wright,
Crozer,	Howell,	Shorts,	Speaker;
Dakin,			

## NAYS.

Mr. Barry,	Mr. Engleman,	Mr. Kelly,	Mr. Richardson,	
Blacker,	Gleason,	Kirkpatrick,	Rumsey,	
Cannon,	Hammond,	Mason,	Stark,	
Carlton,	Hampton,	McClelend,	Swift,	
Conrad,	Hankerd,	McGregor,	Williams,	
Dodge,	Holman,	Oviatt,	Wilson,	
Dunbar,	Johnson,	Potter,	Wood,	28

The Speaker, by unanimous consent, announced the following:

SENATE CHAMBER,  
Lansing, June 17, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to request the return of the following bill:

House bill No. 194 (File No. 430), entitled

A bill to establish a board of building inspectors for the city of Detroit, and to define its powers and duties.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

Mr. Long moved that a respectful message be sent to the Governor asking the return of the bill to the House, and, when so returned, that the bill be returned to the Senate, in accordance with the request therefor;

Which motion prevailed.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following:

House bill No. 16, entitled

A bill to authorize the township of Thomastown, in Saginaw county, to raise money for the purpose of procuring the free crossing of the bridge of the State Road Bridge Company by the tax payers of said township of Thomastown during the unexpired time for which said bridge company is chartered, and to authorize said township and said bridge company to contract with each other in relation thereto.

M. J. DICKSON, *Chairman.*

Report accepted.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 492 (File No. 383), entitled

A bill to amend section 4 of chapter 2, sections 4 and 7 of chapter 3, section 5 of chapter 11, and to repeal section 14 of chapter 12 of act No. 10 of the session laws of 1882, being "An act to amend sections 4, 5, and 8 of chapter 2, sections 4 and 7 of chapter 3, section 3 of chapter 4, and sections 5 and 13 of chapter 11, and to add a new section to chapter 12 to stand as section 14 of act No. 243 of the session laws of 1881, entitled 'An act to revise and consolidate the laws relating to the establishment, opening, and improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State,' approved June 8, 1881.

Also,

House bill No. 680 (File No. 282), entitled

A bill to amend section 1 of article V, act No. 249, session laws of 1873, entitled "An act to incorporate the village of Olio," relating to "of the president of said village," and subdivision 12th of section 2, article VI, of the same act, relating to "of the board of trustees," and to add a new section to article XII of the same act, to stand as section 9, relating to "of the limit of taxation," and to amend section 1, of article XXIV of the same act," relating to "of the Genesee county jail."

R. J. DICKSON, *Chairman*.

Report accepted.

By the committee on State affairs:

The committee on State affairs, to whom was referred

1. Senate bill No. 4 (File No. 6), entitled

A bill to regulate gas works in the State of Michigan;

2. House bill No. 649, entitled

A bill to amend section 34, of chapter 42, being continuous section 1788 of Howell's Annotated statutes, entitled "of the support of the poor by townships;

3. House bill No. 617, entitled

A bill to repeal act No. 85, session laws of 1883, being an act entitled "An act requiring certain of the regular terms of the circuit court for the county of Ingham to be hereafter held within the city of Lansing;

4. House bill No. 56 and 97 (File No. 27), entitled

A bill to amend act No. 29, session laws of 1881, being section 2199 of Howell's Annotated statutes, relative to killing quail;

5. House bill No. 714, entitled

A bill to amend sections 2 and 7, of act No. 156 of the session laws of 1873, being sections 4423 and 4428 of chapter 145 of Howell's Annotated statutes of Michigan, relating to State, county, municipal, historical, biographical, and geological societies;

6. House bill No. 508, entitled

A bill to regulate and improve the civil service of the State of Michigan;

7. House bill No. 322, entitled

A bill to license circuses, menageries, and combinations of circuses and menageries, and to levy a tax on the same;

8. House bill No. 509, entitled

A bill for the appointment of game and fish protectors;

9. House bill No. 510, entitled

A bill to suppress political assessments;

10. House bill No. 507, entitled

A bill to limit the carrying and sale of pistols and other fire-arms in the cities of this State;

11. House bill No. 570, entitled

A bill to provide for the appointment of a State agent for discharged convicts, to define his powers and duties, and to fix his compensation;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

FREE ESTEE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Estee,

The eleven named bills were laid on the table.

House bill No. 499 (File No. 434), entitled

A bill to amend sections 3, 4, and 5 of chapter 1, of an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," being act No. 326 of the session laws of 1883, approved June 7, 1883, and to add five new sections to said chapter, to be known as sections 6, 7, 8, 9, and 10,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. O. N. Case moved to amend the bill by striking out in section 3 all after the word "thence" in line 30, to and including the figures "39" in line 32, and inserting in lieu thereof the following:

"Westerly along the northerly line of Toledo avenue to the westerly line of Pontchartrain avenue, thence southerly along the westerly line of said Pontchartrain avenue to the northerly line of the Dix road, thence westerly on said northerly line of the said Dix road to the westerly line of Artillery avenue, extended, thence southerly along said westerly line of Artillery avenue, extended;"

Pending discussion,

Mr. Watson demanded the previous question.

The demand was seconded.

The question being shall the main question be now put,

The same was ordered.

The amendment was then agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Adams,	Mr. Collins,	Mr. Hankerd,	Mr. Powers,
Baker,	Conrad,	Harper,	Richardson,
Bardwell,	Coomer,	Holman,	Rumsey,
Beecher,	Cross,	Houk,	Shorts,
Bentley,	Dickson,	Howell,	Sutton,
Blacker,	Diekema,	Johnson,	Town,
Boynton,	Divine,	Jones,	Ulrich,
Brandon,	Dodge,	Lincoln,	Voorhees,
Brant,	Dunbar,	Long,	Waltz,
Brown,	Engleman,	Malcolm,	Watson.
Carlton,	Ford,	McCormick,	Weiss,
Case, J. A.,	Gardner,	McKie,	Williams,
Case, O. N.,	Gleason,	McNabb,	Wilson,
Chapman,	Hammond,	North,	Wood,
Clark,	Hampton,	Potter,	Wright,
Coleman,			

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#### NAYS.

Mr. Barry,	Mr. Kirkpatrick,	Mr. Oviatt,	Mr. Swift,
Beekman,	Makelim,	Parkhurst,	Wellman,
Dakin,	Markey,	Sellers,	Wiggins,
Egan,	Mason,	Stark,	Woodruff,
Eldred,	McClelland,		

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Title agreed to.

On motion of Mr. O. N. Case,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, June 17, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 207 (File No. 140), entitled

A bill to amend sections 1, 2, 3, 4, and 5, of chapter 215 of the compiled laws of 1871, relative to certain liens upon real property, and the acts amendatory thereof, the same being sections 8377, 8378, 8379, 8380, and 8381 of the general statutes of the State of Michigan as compiled by Andrew Howell;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 17, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 241 (File No. 409), entitled

A bill to amend sections 40, 44, and 48 of an act entitled "An act to provide for holding general and special elections," approved June 27, 1851, being sections 71, 75, and 79 of the compiled laws of 1871;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 17, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to re-return to the House the following bill:

Senate substitute for House bill No. 194 (File No. 430), entitled

A bill to establish a board of building inspectors in and for the city of Detroit, and to define its powers and duties;

And to inform the House that the Senate has amended the same as follows:

By inserting in section 11, line 4, after the word "determine" the words "but not to exceed twelve hundred dollars per annum."

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*



The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Long,

The House concurred, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Dakin,	Mr. Howell,	Mr. Sellers,
Bardwell,	Davis,	Johnson,	Snyder,
Barry,	Dickson,	Kirkpatrick,	Stark,
Beecher,	Divine,	Long,	Swift,
Beekman,	Dodge,	Makelim,	Town,
Blacker,	Dunbar,	Malcolm,	Ulrich,
Boynton,	Egan,	Markey,	Walthew,
Brown,	Engleman,	McClelend,	Watson,
Carlton,	Estee,	McCormick,	Weiss,
Case, A. T.,	Ford,	McKie,	Wellman,
Case, J. A.,	Gardner,	North,	Wiggins,
Case, O. N.,	Gleason,	O'Keefe,	Williams,
Chapman,	Hammond,	Oviatt,	Wilson,
Collins,	Hampton,	Post,	Wood,
Conrad,	Hankerd,	Powers,	Woodruff,
Goomer,	Harper,	Richardson,	Wright,
Gross,	Houk,	Rumsey,	Speaker,
Grozer,			

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## NAYS.

Mr. Shorts,

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The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 17, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 686 (File No. 400), entitled

A bill making an appropriation of swamp lands to aid in draining the swamp lands adjacent to Dowagiac creek, in Van Buren county, Michigan;

In the passage of which the Senate has concurred by a two-thirds vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 17, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 206 (File No. 270), entitled

A bill to amend section 1 of an act entitled "An act to authorize the judges of probate of certain counties to appoint a register, and prescribing his duties and compensation," approved March 30, 1869, as amended, being compiler's section 535 of Howell's Annotated Statutes of Michigan,

And to inform the House that the Senate has amended the same by striking out in the second section 1, lines 8, 9, and 10, the words, "*Provided*, That the judge of probate of any county, the population of which, according to the last census, State or national, taken by legal authority, exceeds fifty thousand, the counties of Wayne and St. Clair excepted, may, irrespective of the board of supervisors of such county, appoint a probate register who," and inserting in lieu thereof the words, "*Provided*, That the judge of probate of the county of Kent may, irrespective of the board of supervisors, appoint a probate register; *And Provided further*, That such probate register for the county of Kent shall receive an annual;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Sellers,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

#### YEAS.

Mr. Adams,	Mr. Collins,	Mr. Howell,	Mr. Stark,	
Bardwell,	Coomer,	Johnson,	Sutton,	
Beecher,	Cossitt,	Jones,	Swift,	
Beekman,	Crozer,	Malcolm,	Town,	
Blacker,	Davis,	McClelland,	Ulrich,	
Boynton,	Dickson,	McGregor,	Voorhees,	
Brown,	Divine,	McKie,	Waltz,	
Cannon,	Engleman,	North,	Watson,	
Carlton,	Ford,	Oviatt,	Webber,	
Case, A. T.,	Gardner,	Parkhurst,	Wellman,	
Case, O. N.,	Hammond,	Rumsey,	Wood,	
Chapman,	Harper,	Sellers,	Woodruff,	
Coleman,	Holman,	Snyder,	Speaker,	52

#### NAYS.

Mr. Barry,	Mr. Dakin,	Mr. Powers,	Mr. Weiss,	4
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The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 17, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 571 (File No. 413), entitled

A bill to provide for the purchase of certain lands adjoining lands owned by

the Michigan State Prison, at Jackson, and for the sale of certain lands owned by the State of Michigan,

In the passage of which, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 17, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 555 (File No. 326), entitled

A bill to impose a tax on the business of selling spirituous, intoxicating, malt, brewed, and fermented liquors in the State of Michigan, to be shipped from without the State, and to repeal act No. 226, laws of 1875, and being compiler's sections 1277, 1278, 1279, and 1280, Howell's Annotated Statutes of 1882,

And to inform the House that the Senate has amended the same as follows:

By inserting in section 3, line 6, after the words "liquors" the words "for the purpose of sale or barter,"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, has ordered the same to take effect July 1, 1885.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The question being on concurring in the amendments made by the Senate to the bill,

On motion of Mr Eldred,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

#### YEAS.

Mr. Bardwell,	Mr. Dakin,	Mr. Kirkpatrick,	Mr. Snyder,
Beecher,	Davis,	Long,	Stark,
Beekman,	Dickson,	Makelim,	Sutton,
Boynton,	Diekema,	Malcolm,	Swift,
Brandon,	Divine,	Manwaring,	Town,
Brown,	Dunbar,	Markey,	Ulrich,
Cannon,	Egan,	Mason,	Walthew,
Carlton,	Eldred,	McClelland,	Waltz,
Case, A. T.,	Engleman,	McGregor,	Weiss,
Case, J. A.,	Estee,	McNabb,	Wellman,
Case, O. N.,	Gardner,	O'Keefe,	Wiggins,
Chapman,	Gleason,	Oviatt,	Williams,
Coleman,	Hammond,	Parkhurst,	Wilson,
Collins,	Hampton,	Post,	Wood,
Conrad,	Hankerd,	Powers,	Woodruff,

Mr. Coomer,  
Cross,  
Crozer,

Mr. Harper,  
Howell,  
Jones,

Mr. Richardson,  
Ramsey,  
Shorts,

Mr. Wright,  
Speaker,

71

NAYS.

Mr. Adams,

Mr. Ford,

2

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The acting Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 17, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 87 (File No. 108), entitled

A bill to provide for the prevention of the introduction and spread of cholera and other dangerous communicable diseases,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 17, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 40 (File No. 381), entitled

A bill to incorporate the public schools of the village of Ovid, Clinton county,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 17, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to re-transmit to the House the following bill:

Senate bill No. 298, entitled

A bill making appropriations for the expenses of the State officers and State government for the years 1885 and 1886, and to provide a tax for the payment of the same;

Which the House amended as shown by message of this date;

Now to inform the House that in the adoption of said amendment the Senate has non-concurred.

Very respectfully.

LEWIS M. MILLER,

*Secretary of the Senate.*

Mr. Sellers moved that the House recede from its amendment to the bill.

Which motion did not prevail, a majority of the members elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Adams,	Mr. Carlton,	Mr. Hankerd,	Mr. Stark,
Bardwell,	Case, O. N.,	Harper,	Sutton,
Beecher,	Chapman,	Howell,	Swift,
Beekman,	Collins,	Johnson,	Town,
Bentley,	Coomer,	Long,	Ulrich,
Boynton,	Divine,	Malcolm,	Waltz,
Brandon,	Dunbar,	McClelland,	Webber,
Brant,	Eldred,	Rumsey,	Wiggins,
Brown,	Ford,	Sellers,	Wright,
Campbell,	Gardner,	Snyder,	
			39

#### NAYS.

Mr. Baker,	Mr. Dickson,	Mr. Lincoln,	Mr. Powers,
Barry,	Diekema,	Makelim,	Richardson,
Blacker,	Dodge,	Manwaring,	Shorts,
Cannon,	Engleman,	Markey,	Voorhees,
Case, J. A.,	Estee,	McCormick,	Watson,
Coleman,	Gleason,	McGregor,	Weiss,
Conrad,	Hammond,	McKie,	Wellman,
Cossitt,	Hampton,	McNabb,	Williams,
Cross,	Holman,	North,	Wilson,
Crozer,	Houk,	O'Keefe,	Wood,
Dakin,	Jones,	Oviatt,	Woodruff,
Davis,	Kirkpatrick,	Parkhurst,	
			47

By the majority of special investigation committee:

Your committee on investigation appointed by the House to whom was referred the following preamble and resolutions:

WHEREAS, The general depression now existing in the country in all financial, industrial, and commercial affairs greatly aggravates the burdens of taxation which government renders necessary; and

WHEREAS, The necessity of a wise economy in the expenditures of the public money is rendered doubly imperative by the financial and industrial derangement from which the people (many thousands of whom are without remunerative employment), are so greatly and so grievously suffering; therefore,

*Resolved*, That the Speaker be and is hereby instructed to appoint a committee of five whose duty it shall be to make investigations and report to this House what reduction of expenditures, if any, they may think practicable and desirable without detriment to the public service, and that for this purpose said committee shall have power to send for persons and papers, administer oaths, and employ such clerical assistance as they may think proper, respectfully report that they have, in accordance with the above preamble and resolutions, investigated the following offices and no others, viz.: that of the

**Auditor General, the Superintendent of Public Instruction, and of the State Board of Health.**

From the Auditor General's office eight witnesses were subpoenaed, including General Stevens and his Deputy, H. R. Pratt. From the evidence adduced we found the business of the office conducted in an economical and efficient manner, and to the entire satisfaction of your committee.

From the office of Superintendent of Public Instruction, the principal, H. R. Gass, his deputy, W. L. Smith, and clerk, Clark, were examined. No irregularities were found in the manner of conducting the general business of the office; but the testimony showed that there had been mutual agreement by which Mr. Gass received a portion of his deputy's salary. While in this case the State lost nothing, yet the practice should be discountenanced, for evil results must logically follow even if such agreements are conducted on a mutual understanding.

Since this investigation Mr. Gass has resigned, as has also his deputy, W. L. Smith.

From the State Board of Health your committee summoned Secretary H. B. Baker, who has charge of the office, together with the clerks of that department. From a thorough examination of this office, and from the testimony adduced we became fully satisfied that the office is conducted in a business like manner, and that the clerical force is not in excess of the wants of the office. We further believe that the labors of this board have been of incalculable benefit to the people of the State, not only in the prevention and restriction of contagious diseases, but also in the matter of educating them in the principles of hygiene from which good health and general prosperity are sure to follow.

For details of the work accomplished by this board we refer you to the testimony of Dr. Baker and the other witnesses whom we examined. Besides the sworn testimony, and personal examination of the office, your committee have received many letters from physicians, not only in our own, but of other States, speaking in terms of commendation of the results which have followed the well-directed efforts of the Michigan State Board of Health.

The expenses growing out of this office for the fiscal year ending September 30, 1883, were as follows:

Chemical analysis .....	\$37 00
Paper, stationery, etc.....	259 49
Printing and binding.....	801 85
Postage.....	661 61
Expenses of members of board.....	564 05
Special investigation.....	40 00
Instruments and books.....	630 07
Miscellaneous .....	267 79
Secretary's salary.....	2,000 00
Salaries of clerks.....	7,271 02
Annual report.....	3,544 44
<b>Total.....</b>	<b>\$16,077 32</b>

The foregoing expenditures are in accordance with several acts of the Legislature during the past twelve years, as follows: Act No. 81, laws of 1873, appropriates \$4,000 annually to pay the salary of the Secretary, meet the contingent expenses of the office of the Secretary, and the expenses of the board.

Act No. 241, laws of 1881, appropriates \$2,000 to enable the State Board of Health "to purchase meteorological and other instruments, make special investigations, pay official expenses of members, and other expenses in attending and holding sanitary conventions in different parts of the State, and cause to be made and distributed documents in pamphlet form, and reprints of such articles in its annual report as the board may deem it for the best interests of the public health to distribute about the State."

These two acts cover all expenditures except the last two items above mentioned; the first of which, namely the salaries of clerks, is covered by section 339, Howell's Annotated Statutes. The last item, namely for the publication of the annual report, is covered by section 20, Howell's Annotated Statutes.

Section 7, Act No. 206, laws of 1881, requires the State Board of Health to examine plans for State charitable, penal, and reformatory institutions. Under this act expenditures were incurred and audited by the Board of State Auditors during the fiscal year ending September 30, 1883, to the amount of \$20.30, which should be added to the tabular statement above.

In no case have the expenditures of this office exceeded the appropriations as contemplated by the Legislature.

While the efficiency of the Michigan State Board of Health is acknowledged by health officers and medical men in every part of the Union, the expenses attending its work have been much less than those of any other State board from which we have been enabled to obtain statistics. The expenses of the New York board for the fiscal year 1883, were \$22,626.60. These figures do not include the cost of printing the annual report, nor postage used by the board, the postage for the several departments being paid by the State Treasurer, and aggregating for 1883, \$5,791.19. The printing of department reports, etc., in New York, is paid out of the general fund, by contract with the printers. To make a fair comparison with our own State, the \$5,791.19 should be added to \$22,626.60, which would show the total expenses of the New York board to have been \$28,417.79, against \$16,077.32 expended by the Michigan board.

The total expenses of the Louisiana Board of Health for the year 1884, were \$35,114.71.

Signed,

A. C. DAVIS,  
E. K. WOOD,  
N. A. BEECHER,

*Committee.*

Report accepted.

By the minority of special investigation committee:

The minority of committee on investigation appointed by the House to whom was referred the following preambles and resolutions:

WHEREAS, The general depression now existing in the country in all financial, industrial, and commercial affairs greatly aggravates the burdens of taxation which government renders necessary;

AND WHEREAS, The necessity of a wise economy in the expenditures of the public moneys is rendered doubly imperative by the financial and industrial derangement from which the people (many thousands of whom are without remunerative employment) are so greatly and so grievously suffering; therefore,

*Resolved*, That the Speaker be and is hereby instructed to appoint a committee of five whose duty it shall be to make investigations and report to this House what reductions of expenditures, if any, they may think practicable

and desirable, without detriment to the public service; and that for this purpose said committee shall have power to send for persons and papers, administer oaths, and employ such clerical assistance as they may think proper.

Respectfully report that though it is true that the respective members of your committee have not been able to devote as much time and attention as was necessary to the duties assigned them, yet they have endeavored when disengaged from other Legislative duties, to give such time and attention as under the circumstances was possible. At the time of the appointment of your committee by the House there were several offices in existence at which the original resolutions aimed which have since been abolished by the Legislature, and in consequence of which it is not now necessary to report. This will result in a large saving of unnecessary and useless expenditure of the people's money, without detriment to the public welfare and in the interest of economy. It is to be regretted that the action of the House was not concurred in by the Senate in abolishing the office and Board of Corrections and Charities. This office together with other unnecessary offices should be abolished, as was clearly shown to the members of the House at the time of the consideration of the bill abolishing the Board of Corrections and Charities. Your committee are of the opinion that there is no valuable consideration to the taxpayers for the continuance of this board abolished by the vote of the House. In the discussion of the House measure the friends of the board failed absolutely to present a substantial reason why the people should be longer burdened with it. The power of this board under the law is merely advisory, it being authorized to give its opinion only. So far as your committee have been able to ascertain from an examination of the records which date back to the year 1871, there has been little or no saving of money to the State or special benefit derived from the action of the Board of Corrections and Charities from the period of its institution up to the present time. The cost to the State of maintaining this board is upwards of five thousand dollars per annum, which, in the judgment of your committee, is a useless expenditure of public money without any beneficial results therefrom. The Auditor General's office was not investigated. Only a small amount of testimony was taken, which is not essential to make report of.

The office of the State Board of Health was organized in the year 1873. The sum of four thousand dollars, or so much thereof as may be deemed necessary by the State Board of Health, was appropriated to pay the salary of the Secretary, meet the contingent expenses of the office of the Secretary, and the expenses of the board, which were not to exceed said sum of \$4,000.00. Subsequent legislation increased this appropriation to \$6,000.00. (See Sec. 1628, at page 462 of Howell's Annotated Statutes.) Witness Baker testifies that nine clerks are employed in the office, the regular clerks receiving salaries at the rate of \$1,000.00 per year each, extra clerks each from fifty dollars upwards, not to exceed the rate of \$1,000.00 per annum, that the clerks of this office are entitled, as in other offices, to a vacation of from twenty to thirty days each year. Witness also testifies that his salary at the present time is twenty-five hundred dollars per annum, with vacation as in the instance of clerks; that witness usually arrives at the office in the morning at the hour of between nine and ten o'clock, and after dinner he reaches the office at about two o'clock P. M.; that sometimes witness remains in the office after the hour of five, at which time clerks of the office usually retire from the office for the day.

That witness devotes about one-sixth of his entire time each week to his duties as examining surgeon for the general government, for which witness



receives pay from the general government amounting to upwards of fourteen hundred dollars per year; that witness occasionally goes without the State in the interest of the office of the State Board of Health; that expenses attending trips deemed necessary by witness in the interest of the office are paid out of the funds of the office of State Board of Health; that in the absence of witness each clerk has his duties to attend to; that there is no particular person or clerk in charge of office; that by act of Legislature providing for the payment of clerk hire in State departments, the rate of compensation for clerks in the office of State Board of Health is provided for; that the expenses for maintaining the office of State Board of Health are upwards of sixteen thousand dollars per year; that the term of office for the secretary is fixed by statute for life or during good behavior, the statute providing as follows: "The secretary shall hold his office so long as he shall faithfully discharge the duties thereof, but may be removed for just cause at a regular meeting of the board, a majority of the members voting therefor." The total amount of expenditures for the office of State Board of Health since its organization are a great many thousand dollars larger than there is good and substantial reason for, as the minority of your committee believe, as appears by the amount allowed by statute and the expense of maintaining the office and board, which amount and expenses are herein stated.

Your committee have endeavored to ascertain as far as possible the use and practical benefits of the office of State Board of Health to the people, and from such knowledge as we have been able to obtain by the examination of Dr. Baker, the present and only secretary the Board has ever had, the testimony of the clerks of the office, and the opinion of prominent members of the medical profession in various parts of the State, some of whom are familiar with the office, the labor and results of its undertaking, with this knowledge and information we cannot avoid the conclusion that the office and board should, in view of the enormous expense necessary to maintain the same under the principle of its present management, be abolished, or at least that the expenses should be materially reduced, and not be permitted under the circumstances to exceed the original appropriation of six thousand dollars per annum; that this sum was to be the limit of the expenses connected with the office and Board of Health by the Legislature which originated the same is manifest by an examination of the statute heretofore cited.

The fact that the Secretary has, for several years devoted so large a portion of his time to business entirely unconnected with his duties as Secretary of the State Board of Health, and intrusted the management of the office to the several clerks employed in the office, from time to time, is to be regretted, and this action is certainly unauthorized and unwarranted. The short and self-indulgent office hours of the Secretary, as stated in his testimony, are of no little significance as bearing upon the management of the office intrusted to his charge. From a business standpoint it would not be excused with a personal trust, and certainly ought not to be ignored or excused with a public trust. During the time of the office hours of the office of the State Board of Health the time of the Secretary, whose salary is at least equivalent to the services he can by possibility render, *belongs to the people*, and there is no justification for the misappropriation of such time.

Your committee, from the investigation they have been able to give to this board, are of the opinion that while no moneys have been expended perhaps illegally by it, the various acts authorizing the outlay of moneys have been framed and enacted in such a way as to disguise from the Legislature and the

general public the cost of the board to the taxpayers of the State. In this connection your committee suggest that at the next session of the Legislature steps should be taken to compel the various State boards and departments to submit in their annual reports a correct statement of the total cost of such boards or departments to the taxpayers of the State, and that the laws authorizing such expenditures be consolidated so as to enable any one interested to easily ascertain the amount of expenditures authorized.

Your committee need but briefly allude to the investigation of the Superintendent of Public Instruction. The testimony elicited was very clear and convincing. The fact that the Deputy Superintendent, Mr. Smith, had divided a portion of his salary with the Superintendent, Mr. Gass, was testified to by Mr. Smith, and after being denied by Mr. Gass, was admitted by him to be true. That he had received one hundred dollars from Smith was conceded; that Gass was requested to resign the office of Superintendent of Public Instruction, and did resign, is a part of the records of the Executive Department. That Mr. Smith was dismissed from the Deputy Superintendency of Public Instruction is part of the records of that office.

On investigation by Representative Dodge, of your committee, it was found by him to be true, as heretofore reported, that the wife of the late Secretary of State Jenney was on the pay roll during Jenney's administration of the office, and that Mrs. Jenney and a relative by the name of H. H. Stevens received (though not engaged in the office as clerks) but for services rendered out of the office, pay for alleged services in the sum of one thousand, one hundred and seventy-five dollars. By the records it appears that some work was done by Mrs. Jenney and Mr. Stevens outside of the office, the value of which would not exceed \$598.50, and that an excess was allowed and paid to Mrs. Jenney and Stevens of five hundred and eighty dollars at least, which sum so paid there was no possible consideration for. Your committee would respectfully refer the House to the Auditor General's report during and for the year succeeding Mr. Jenney's administration as Secretary of State. The above practice, though not involving a large sum of money, should not have been permitted. Such action is inexcusable upon the part of a public officer or employé of the public, and a misappropriation of the public money. As heretofore stated, your committee have not been able to give but a small portion of their time to the subject of the foregoing resolution, as other Legislative duties required the most of our time and attention. This fact having been unavoidably true, we are obliged to content ourselves by submitting such facts only as we deem pertinent under the limited investigation made.

FRANK L. DODGE,  
*Chairman of Committee.*  
L. A. BRANT.

Mr. Dodge moved that the special committee on investigation be instructed to file the entire testimony taken by the committee with the clerk.

Mr. Wood moved to amend the motion by adding thereto that the same be printed in the Journal;

Which was accepted.

The motion as amended then prevailed.

The following is the testimony:

MEETING OF THE INVESTIGATING COMMITTEE ON STATE EXPENDITURES  
APPOINTED BY SPEAKER.*Proceedings of March 31, 1885.*

Present: Chairman Dodge, Wood, Beecher, Davis, Brant, members of committee.

State Superintendent of Public Instruction, Gass, present, and sworn to make true answers to all questions, etc.

Am Superintendent of Public Instruction; have been so since March 1, 1883; salary \$1,000. I have three clerks in the office; have special clerks, one or two, when needed. I do not send out money to any person for any purpose from the office; I have the institute money under my charge,—the money is paid out on my order in favor of the conductor of the institute; do not pay the instructor \$1,000 each. Pay certain amounts for instruction and certain amounts for lectures. After all were paid for last year I did not write to any person saying there was some left which they might have; but there is a sum of \$1,800 which is used for State institute, if we have one. The law provided that this might be distributed among counties. I pay \$25 per week for conductor, and \$10 for evening lecture. In new counties I give \$60 and they have perhaps \$70.

W. F. Clark's salary is \$1,000, Mr. Taggart's \$55 per month, Nora Town's is \$65, Wm. Smith, deputy superintendent, salary \$1,800, as near as I can state. I have never assessed my clerks any portion of their salary or received any portion of it in any shape. Mr. Clark has been there since October, 1883, since which time I have never received any percentage of his salary or of my deputy either directly or indirectly, or from any other clerk or deputy.

Wm. L. Smith, deputy superintendent of public instruction, was sworn: I am deputy superintendent of public instruction; have been such since January 1, 1885, and a resident of Lansing since July, 1878; held same office nearly five years following July, 1878; when first took office got \$1,300 salary; legislature increased it to \$1,800 in 1881. There are three clerks now. From October to March about an average of four; average nearly three clerks during year; I pay none of my salary to the Superintendent of Public Instruction now; I did pay \$100, but it was returned to me this morning; I paid the money directly to Superintendent Gass; I met Mr. Gass in his office on the last night of December, 1884. He told me he had entertained the idea of appointing me deputy and wanted to talk the matter over somewhat. He spoke of his small salary, and that my salary was so much larger he felt as though I could afford to divide with him. I did not let him think it contrary to my wishes, but I considered it a necessary arrangement in order to get the appointment. I went in with the understanding that I should pay him \$33½ per month, and did so for January, February, and March, which was returned to me this morning. The last \$33½ was paid yesterday.

W. F. Clark was sworn, and said: I reside at Lansing; came in October, 1883. Since that time have been clerk in the office of Superintendent of Public Instruction. First received \$60 per month, I think for two months, then at different times increased to \$83½ per month, or \$1,000 per year. Have received \$1,000 for about one year. I have never paid to Mr. Gass any portion of my wages, nor to any other person who came or was sent by him. I have never paid an assessment or know of no one in the office who has.

Supt. Gass recalled: Mr. Smith offered me \$33½ per month at different

times, not more than twice. I received it each time, and after a few days handed it back to him; \$66.50 is all he ever offered me. It was a voluntary offering on his part. When I first came into the office Mr. Smith had the idea he must go. He came to me and offered to me what I have stated, but I would not receive it to keep it. I never received any money of Mr. Clark. There is no understanding that Mr. Smith should pay the money to me or never was. I received \$33 $\frac{1}{2}$  of Mr. Smith in January, \$33 $\frac{1}{2}$  in February. I found \$33 $\frac{1}{2}$  for March on my desk, and I paid back the \$100 to him at once. It was not to-day; it might have been yesterday. I handed it back to him because I felt as though it was not mine.

Auditor General Stevens was sworn: Wm. O. Stevens is my full name. I have been Auditor General since Jan. 1, 1883. My salary at the time was \$1,000, but by legislative enactment have had \$2,000 since I took the office. There 51 or 53 clerks in my office. My deputy gets \$1,800 salary; chief clerk, \$1,200; book-keeper, \$1,200; private book-keeper and private secretary, \$1,100 each; rest from \$720 to \$1,000 per year. The number increases some eight or ten in number during the summer. When I went into office there were about the same number. Employ extra help which commences about May or June. First summer had clerks extra from three to five months, had seven or eight as near as I can remember. Last year I think I had 11. They received about one-half of them \$50, and one-half of them \$60.

Superintendent Gass recalled (examination by Mr. Davis): Ever since I have been in the office I have talked that I thought the salaries were unequal, have talked the same thing with Mr. Smith. Inasmuch as I had to put in my whole time and the other State officers did not, I thought it unequal. I talked with Mr. Smith perhaps a month before his appointment about it, saying I thought I should have more. Mr. Smith offered to give me some of his salary. At the time of his appointment there was no condition made necessary to his appointment that he should pay me any portion of his salary. On February 1st he brought me the first installment of his salary. I then told him I was doubtful as to whether to take it or not, but I took and held it under advisement; at a subsequent time he paid me. I reiterated the statement. Last week I made up my mind not to keep it. I counted out the \$100 on the evening of March 30th. I paid it to him yesterday, and the Sergeant-at-Arms came and subpoenaed me soon after.

Examination by Mr. Dodge: I talked over the matter of payment of a part of Mr. Smith's salary to me previous to his appointment. For six weeks previous to election I was not out attending to the campaign. About one-half of my time is spent outside of the office on business connected with the department attending State institutes, institutes educational board, etc. Paid the money to Mr. Smith, I think, about noon, March 21. At the time I paid the money I heard that my office would probably be investigated. I was appointed by Gov. Begole, and it was a condition of such appointment that I should appoint Mr. Parsons as deputy. I do not consider Mr. Parsons a competent man for the position. Mr. Parsons said to me the first time I saw him that he thought he ought to pay Mr. Smith a part of his salary. He afterwards told me he had made satisfactory arrangements with Mr. Smith, but I don't know what they were. The conditions regarding the appointment of Mr. Parsons was in writing.

Q. by Mr. Dodge: Do you not know that Mr. Cochran, the former superin-

tendent of public instruction, refused to resign unless Gov. Begole would appoint Mr. Gass as superintendent?

A. I do not know but I so understood it, and understood it to be in writing. I regard Mr. Smith as competent and qualified to fill the office of deputy superintendent of public instruction. The statement I have made to-day I have made under cooler circumstances and more consideration than what I said yesterday, so that anything which controverts any statement made yesterday should be taken, and that said yesterday stricken out. Mr. Parsons was my political appointment in the last campaign.

Deputy Superintendent Smith recalled: Mr. Gass did not tell me I would not be appointed unless I paid him part of my salary, neither did he ever demand that I should so do in any manner whatever. He never insisted, he never exacted, he never demanded that I should pay him anything. The matter of the low salary was frequently talked in the office. On the last night of December Mr. Gass met me in the office. He said he had entertained the idea of appointing me as deputy, but before he made the appointment, as near as I can remember, he said he wanted to talk over some of the arrangements with me. We first talked over the general management of the office, and had considerable talk on that subject. Then in the course of the conversation we run on to the matter of the great difference in salaries. I cannot give the exact language of the conversation, but can state what to the best of my memory was the substance. Mr. Gass stated that in view of the fact that he devoted his entire time to the office, and not like other State officers who could attend to their home matters, he was required to be here, he felt that it might be a pleasant thing if we could mutually equalize the matter, so that the difference of \$800 should be equally divided. In connection with this he said that he did not want me to consider that my appointment depended upon that, but that he wanted me to regard it in the light of a voluntary matter on my part. I felt at the time that in order to secure the appointment it was best to accede to the proposition.

Q. By Mr. Davis: Then you were satisfied and acceded to the bargain or proposition? Answer ruled out.

Q. By Mr. Davis: Then did you regard it as a bargain? A. No, sir; Mr. Gass desiring it to be understood that what I gave him should be voluntary on my part.

Q. Were you satisfied with it? A. I do not think I gave Mr. Gass an impression otherwise than that I was satisfied to divide the difference, but it was in my own mind not the most pleasant thing to think of doing. In subsequent conversation (objection by Mr. Dodge that the statement was a reiteration of former testimony) I considered the conversation referred to a confidential conversation simply of gentlemen, and think I have treated it as such.

Q. Have you not repeatedly reported otherwise of Mr. Gass? A. I have members of my own family who I regard as having a right to know of my financial matters, and I think I can regard a conversation as confidential and yet mention it to a member of my own family, and I may also to persons with whom I have very intimate business relations outside my own family, but in giving this answer I do not say that I have treated this subject in any manner as intimated by the question.

Q. Didn't you know, as a gentleman, that in giving this conversation to the world that you were injuring Mr. Gass' reputation as a man? A. I have not given it to the world.

Q. Do you pretend to say that you have not given said conversation to any one else besides a member of your family or some one with whom you had intimate business relations? A. I have not.

Cross examination by Mr. Dodge: I have acted as deputy superintendent of public instruction for about five years. I never paid any portion of my salary to any other of my superior officers except Mr. Gass, or never had it intimated to me by a superior officer previous to this time.

Q. Did Mr. Parsons pay you any sum of money for salary while you were clerk under him as deputy? A. Mr. Parsons came to me on his appointment as deputy and stated that in view of the fact he and Mr. Gass were both unacquainted with the routine work of the office he desired that I should remain in the office, and while he was getting somewhat acquainted with the work of the office he proposed to allow me the deputy's salary for two months; this was entirely voluntary on his part; never regarded as confidential by him or myself, and was a matter of frequent conversation by Mr. Parsons as well as myself.

Mr. Gass has, in conversation with me since the last day of December, repeatedly stated to me that he wanted me to regard the matter as purely voluntarily on my part.

Q. Did you not regard it as necessary to hold the position, that you pay Mr. Gass a portion of your salary? Ruled out.

Q. Did you not regard it as a necessary arrangement in order to get this appointment? A. I think I did in order to secure the appointment, but Mr. Gass did not say so.

Q. Did he not say that he felt as though you could afford to divide with him? A. I think he did.

Q. When he paid the \$100 back to you what did he say at the time? A. I had just started for dinner. Mr. Gass came to me and handed me \$100 and said, "here, take this, it is not my money." Mr. Gass said I want you to take this; I said what is this? He said it is what you have handed me heretofore, I said why do you hand it to me, he said I don't want it to go on any further, it is not my money. Mr. Gass said he understood that negotiations were going on.

*Proceedings of April 20th, 1884.*

Present—Messrs. Dodge, Beecher, Davis, and Brant.

Mr. Dodge: We adjourned until 10 o'clock this morning, and you might state how, Mr. Clerk, that Mr. Davis, Mr. Brant, and myself being present concluded to wait for the coming of Mr. Beecher, who arrived in the afternoon.

Geo. Smith being called as a witness, and being duly sworn by the chairman, testified as follows:

Q. (By Mr. Dodge.) You have testified before in reference to the Superintendent of Public Instruction's office, have you not? A. Yes, sir.

Q. You were formerly Deputy Superintendent? A. Yes, sir.

Q. Did you first commence as clerk or deputy? A. I commenced first as deputy.

Q. When did you commence as deputy? A. July 1st, 1878.

Q. Were you in that office under Mr. Mayhew's administration? A. No, sir.

Q. Was that previous? A. Yes, sir, quite a number of years.

Q. The state now appropriates \$1800 for the various institutes, does it not? A. Yes, sir.

Q. To be distributed? A. Yes, sir; an amount not exceeding eighteen dollars per year.

Q. Then you were formerly limited to \$1,200? A. I can't say; I don't remember; I don't know; I don't remember whether it was or not. It has not been since I was connected with the office.

Q. Did you ever hear about a misappropriation by the superintendent of that office of any portion of the funds intended for the State institute? A. You want me to answer as regards my own knowledge?

Q. I want you to answer whether you ever heard it.

Mr. Davis—We don't want any hearsay; I object to it.

Mr. Dodge—I am asking the direct question.

Mr. Davis—What he knows of his own knowledge, is what we want.

A. I will answer this question in this way, if you will permit it: I know of no misappropriation in regard to the institute fund, since my connection with the office.

Q. Do you know of any misappropriation previous to your going into that office, of the fund going to the State institutes? A. As to knowing, I don't.

Q. What do you mean by your answer "as to knowing?" A. As I understand, knowing a thing is when it is based upon your own knowledge.

Q. Do you know from the records or vouchers belonging to the State, of any misappropriation? A. In regard to that matter, there is an absence of certain records in Mr. Mayhew's administration that I have never been able to explain, or have explained.

Q. Is it not true, and don't the records of this State show, pertaining to that office, that there was a deficiency of \$1,200, or thereabouts? A. The vouchers in the Auditor General's office, given by the Superintendent of Public Instruction in 1859, that there was a certain amount of money drawn for teachers' institutes; from the public report of that year I learned that it had been arranged to hold a series of institutes during the spring of that year, but the superintendent says that the appointments were withdrawn, and no institutes held, and I think the amount that was drawn for those institutes was \$1,200, and upon investigation of the matter, I was never able to find where that \$1,200 went, and know nothing.

Q. Isn't it true, as a matter of fact, that no account can be found of that \$1,200, by the records? A. The only account that I was ever able to find, was that it was drawn; but where it was used, or where it was paid, I don't know.

Q. (By Mr. Davis) You don't find any account of disbursement? A. I don't find any account of disbursement. If you will permit me to make a statement here, and if you think best put it in as evidence: in the earlier days of the system and at that time there was no fixed way of keeping the books, even in any of the State offices, and it is almost impossible to find out those things.

Q. Is it true that there to-day stands, as appears by the records of this office, a discrepancy of \$1,200 that dates back to the time of Mr. Mayhew's administration as Superintendent of Public Instruction? A. Not by the records of our office, the superintendent's office.

Q. By the records of the office in the State department, the records of the Auditor General's office and the records of the Superintendents of Public Instructions? There has been \$1,200 drawn for institute purposes that I was never able to find out where it was used. I will state this: I never was able to find any record back of 1858, and no letter files back of 1862.

Q. Confine yourself to the question, and if you want any explanation after getting through with the question, go on and explain. Does it appear from the records of any other office to be a discrepancy, as kept? A. After inves-

tigation, as far as I was able to find out, it appears by the Auditor General's office that \$1,200 were drawn.

Q. And never accounted for? A. Not accounted for.

Q. Who sends out the supplies for the teachers' institutes? A. The Superintendent of Public Instruction.

Q. Where are they obtained? A. They have been obtained chiefly from the State printers.

Q. Who pays the State printers for them? A. The Superintendent of Public Instruction.

Q. What funds does he pay for the supplies from? A. Previous to this year the cost of the supplies have been charged to the institute funds, that is to the funds of the county where the institute is held.

Q. Please answer the question and then you can explain afterwards. (Last question read by stenographer.) A. From the institute funds.

Q. How many institutes are there within the State, or was there last year? A. I don't remember exactly, but I think nearly 65, about 65,—somewheres from 65 or 66 or 67 or 68; somewheres along there.

Q. What has been the practice previous to last year in that regard? A. The practice has been all the years since 1878 up to 1885.

Q. (Interrupting.) What has been the practice thus far in 1885. Has the State paid for those supplies, or has the pay come from the institutes as in previous years? A. After consultation with several—

Q. Answer the question. A. After consultation with several officers the plan has been inaugurated this year of charging costs of those supplies to the State to be audited by the board of auditors the same as any other State printing or anything of that kind.

Q. Do you know why the plan was changed for the year 1885? A. For reasons—

Q. Do you know? that can be answered yes or no. A. I think I do.

Q. Was it because of certain criticisms made by one of the professors, Mr. Payne? A. No sir, I don't think so.

Q. There was an article that he read that was published down in the State of Wisconsin? A. No sir.

Q. The supplies that I refer to consist of the note books, do you know by that what I mean? A. Yes sir.

Q. What do the note books, that is a part of the supplies, cost per hundred? A. I cannot remember.

Q. About what do they cost? A. From twelve to fifteen dollars per thousand.

Q. Twelve to fifteen dollars per thousand? A. Yes sir, the note books were a small portion of the expense.

Q. What else was there that comes under the head of supplies for the institutes? A. Conductors' note books—

Q. Take this paper to aid you about this so you won't make any mistakes. A. You will find no institute accounts in here, in this report of 1882; as near as I can enumerate from memory, there is the conductor's note books which are blanks, enrollment cards, blanks, statements of receipts and expenditures, receipts to county treasurers, and blank vouchers for expenditures; those are included under the name of supplies.

Q. How many note books do you provide to institutes from eighty to one hundred and twenty-five membership? A. We estimate about one note book to each member.



- Q. How many enrollment cards? A. About the same.
- Q. How many blank statements? A. One.
- Q. One in an institute? A. One statement for an institute where no State fund is used, two for an institute where a State fund is used in addition to the county fund.
- Q. Receipts for county treasurer? A. One for each county treasurer.
- Q. Blank vouchers? A. From eight to ten for each institute.
- Q. What do the blank statements cost per thousand? A. I cannot tell you.
- Q. About what? A. It is on the State contract; I don't remember how much.
- Q. Are they in the account with the State printer? A. No, sir.
- Q. Do you know what sample they are? A. No, sir.
- Q. They are in the State contract? A. Yes, sir.
- Q. Five hundred address blanks, sample 9; are those the ones? A. No, sir; they don't appear in any printed document. You will find them in the vouchers as filed in the Auditor General's office.
- Q. What do the blank statements cost for an institute? A. I can not tell you the price of those supplies.
- Q. About what? A. I cannot tell you; I don't remember.
- Q. Does this voucher cover the whole printing bill for 1884? A. Yes, sir.
- Q. You have the voucher from the Superintendent of Public Instruction's office in your hands? A. Yes, sir; W. S. George & Co. for printing note books.
- Q. Please read from that voucher the items separately and their cost and then give us the total amounts. A. March 14, 1884, for printing 400 notices of meeting at Pinconning, sample 8, \$2.05; 300 note books, 16 leaves to a book, \$36; 8,000 note books, 32 leaves to a book, \$60; March 29; to printing 800 notices of institutes at Bear Lake and Lake City, sample 8, \$3.45; May 7, to printing 300 notices of institutes at Sault Ste. Marie and Ste. Ignace, \$1.70; July 29, to printing 5,300 notices of 8 different places, sample 8, \$19.20; August 18, to printing 32,800 notices of institutes at 146 different places, sample 8, \$115.45; August 20, 2,000 note books, 16 leaves to a book, \$24; September 30, to printing 5,400 notices of institutes at 10 different places, sample 8, \$19.55; total \$281.40; paid and signed,
- W. S. GEORGE & CO.
- Q. By Mr. Brant: Now let me ask you, does that include all of the entire printing for the year for the teachers' institute? A. All that was done during that year; there was some things that were printed the previous year.
- Q. That includes all this class under the head of supplies then? A. Yes, sir.
- Q. Was any of this left over to apply on the succeeding year? A. Some of it was.
- Q. Then probably the amount that was left over would just about balance the amount that was in stock at the commencement of the year in your judgment? A. I cannot say.
- Q. Well, it would be reasonable to suppose that it might do so? A. It might about balance.
- Q. So it could be taken as a fair estimate of the amount for a year? A. Yes, sir, I think so.
- Q. By Mr. Dodge: Those items that you have given are paid for out of the State institute funds? A. Out of the institute funds.

Q. No portion of these items are paid for by the State from the State funds? A. Not paid by allowance of the board of auditors from the general funds; it comes from the county institute funds, and a part may come from the fund appropriated by the State, of \$1,800 for county institutes; we call them the institute funds.

Q. What proportion of the items named were paid for other than by the county institutes—the various institute funds? A. Nothing.

Q. Nothing? I thought you said there was. A. No, sir.

Q. Was any portion of the \$1,800 appropriated used last year for the paying of these supplies that you have named? I cannot say.

Q. Can't you ascertain and let us know? A. It would be a rather difficult matter to get an exact division.

Q. Well, about the amount; can't you get about it? The various institutes provide within this a certain sum of money, for the payment of these supplies, do they not? A. Not a certain amount.

Q. Well, they provide something? A. They have provided for whatever the expense was for these supplies.

Q. To whom was that paid? A. It was paid to the Superintendent of Public Instruction.

Q. By whom? A. By the conductor, and the Superintendent of Public Instruction paid that money out for these supplies.

Q. How much money was received from the various institutes last year by the Superintendent of Public Instruction? A. \$722.25.

Q. By Mr. Beecher: Do you mean 1883 or 1884? A. 1884.

Q. By Mr. Dodge: Won't you refer to the respective institutes and give us the amount coming from each one? A. The total amount paid by the institutes to the Superintendent of Public Instruction for these various items. You have not got in that anything in regard to the clerical work nor the postage; that is all, those are small amounts.

Q. For instance, commence with the Marshall institute. How much did you receive from that institute for supplies? A. \$19.

Q. That was all that was received from that institute, was it? A. Yes, sir.

Q. Now, go on and give us the various institutes? A. I cannot give you the places, I can give you the counties,—Kent county, \$23; Arenac and Bay counties united, \$10.50; Ottawa county, \$14; Sanilac county, \$12.50; Wexford county, \$7.50; Allegan county, \$19; Lapeer county, \$15; Manistee county, \$9; Missaukee county, \$6; Chippewa county, \$5; Mackinac county, \$5; Charlevoix county, \$8; Ingham county, \$16; Presque Isle county, \$5; Clare county, \$5.50; Gladwin county, \$5; Lenawee county, \$21.50; Benzie county, \$5.50; Berrien county, \$17; Cheboygan county, \$5.50; Montcalm county, \$17; Otsego county, \$4; Van Buren county, \$18; Antrim county, \$7; Huron county, \$9.50; Isabella county, \$8.50; Jackson county, \$17; Kalamazoo county, \$19; Kalkaska county, \$5; Leelenaw county, \$5.50; Livingston county, \$14.50; Midland county, \$6.50; Muskegon county, \$7.50; Oakland county, \$20.50; Ogemaw county, \$4; St. Joseph county, \$15.50; Washtenaw county, \$15.50; Alpena county, \$4; Barry county, \$15; Branch county, \$13; Clinton county, \$10; Delta county, \$3; Eaton county, \$14; Emmet county, \$6.50; Genesee county, \$16; Grand Traverse county, \$6.50; Gratiot county, \$11; Hillsdale county, \$16.50; Macomb county, \$9.50; Mason county, \$6; Mecosta county, \$9; Menominee county, \$4.50; Monroe county, \$12; Saginaw county, \$14; St. Clair county, \$13; Tuscola county, \$14.50; Wayne county, \$22.

Newaygo county, \$9; Schoolcraft county, \$3.50; Baraga county, \$1.75; Lake county, \$4.50; Oceana county, \$8.50; Osceola county, \$7.25; Shiawassee county, \$12.50; Ionia county, \$12.50; Isosco county, \$9; Cass county, \$9.75; Total, \$722.25.

Q. That is for the year 1884? A. Yes, sir.

Q. How does the total amount there compare with the year 1883? A. In 1883 the total amount is \$748.75; it is less.

Q. How does that compare with 1882? A. In 1882 it is \$678.25.

Q. In the year 1881? A. \$592.43.

Q. In the year 1880? A. \$641.12.

Q. In the year 1879? A. \$539.95.

Q. That is as far as you can go back? A. Yes, sir; I didn't commence keeping this record until 1879. I came into the office in July, 1878, and inaugurated this plan of keeping the record in the beginning of 1879.

Mr. Beecher: Inasmuch as you have produced that letter here as evidence in this matter, and since there is no name to it, if it is produced I would like to see it go on record in just the shape it is in.

Mr. Dodge: What for?

Mr. Beecher: You have shown it before this committee for some purpose, I suppose.

Mr. Dodge: It is merely a private memorandum.

Q. You spoke about clerical assistance. What is the clerical assistance that is being paid for out of these institute funds, what clerks are there? A. temporary clerks.

Q. Employed where? A. For that special purpose.

Q. Employed where, I ask you? A. Employed here by the Superintendent of Public Instruction for that purpose, and not charged on the pay-rolls of the State.

Q. Who were the temporary clerks last year? A. Nellie L. Town and Mary L. Smith.

Q. They were employed were they? A. They were employed for the purpose of advertising these institutes, and their services were paid for.

Q. How? A. Out of the institute funds. Their services amounted in total to \$233.96.

Q. What did the stamps amount to? A. \$206.89.

Q. That consumed the entire amount of the institute fund? A. The entire amount that was sent into the office for those expenses.

Q. That is what it was sent in for? A. Yes, sir.

Q. By the respective institutes? A. That with the printing and supplies.

Q. That is what makes up that \$728? A. Yes sir, the expenses of the institutes were paid entirely from the institute funds.

Q. Has that been the custom of the office for any particular length of time? A. Since the first of 1879.

Q. What was your object in changing your way of paying for the supplies for the present year? A. The object was, as the law places the duty of arranging and advertising these institutes upon the Superintendent of Public Instruction, it has always been a question whether these expenses which were incurred directly by the office were legitimate expenses upon the institutes, and upon consultation with various parties, especially Mr. Pratt and T. M. Wilson, clerk of the Board of Auditors, they thought it was a matter entirely, under the law, with the Superintendent of Public Instruction to decide whether

to charge them to the institutes directly or to the State to be allowed by the Board of Auditors.

Q. By Mr. Brant: And pay them out of the general fund? A. Taken out of the general fund; there has been a great deal of difficulty in keeping those accounts separate.

Q. For this reason, then, Mr. Gass concluded that those supplies should be paid for out of the general fund, commencing with the year 1885? A. Yes sir; there is also another reason in connection with that, and that is the institute fund is so small in many counties that the instructors do not receive decent compensation, and by charging this up to the institute it reduces that fund still lower; we have had men go to the upper peninsula who received less than their expenses.

Q. Under that system, what will be done with the institute fund collected from the various institutes? A. There is none to be collected from the various institutes for supplies or any expenses.

Q. Hereafter? A. Hereafter; that was the understanding we entered upon this year.

Q. You say this year you have taken a new departure in the matter of paying from the general fund the expenses and supplies of these institutes, and the supplies are paid for out of the general fund, and all the necessary expenses of the institutes? A. The expenses of the institutes that are incurred in the office of Superintendent of Public Instruction, that are incurred by the superintendent himself as a part of his duties as Superintendent of Public Instruction.

Q. That don't include supplies such as these note-books, etc.? A. The note-books are a very small portion of the expense.

Q. The note-books, blanks, etc.? A. Yes sir, the banks, it includes the blanks.

Q. Have any changes been made in the law since 1879? A. Not in regard to the payment.

Q. In regard to the payment of the expenses of these institutes? A. No sir.

Q. It has always been customary prior to this year to pay them out of the institute fund? A. Yes, sir.

Q. Doesn't the law prescribe definitely that all the expenses shall be paid out of the institute fund? A. The expense incurred for instructors, fuel, lights, and such necessary expenses, I think.

Q. Or other necessary charges? A. Or other necessary charges, I think.

Q. That is what the law provides for, isn't it? A. I think it does. I am not sure now, I don't remember the exact wording of the law.

Q. No legal advisor of the State of Michigan ever counselled any different course? Did the attorney general ever render an opinion that it was entitled to be paid for out of the general fund? A. I don't know what conversation Mr. Gass may have had about it.

Q. You don't know that he ever did render such an opinion? A. I don't know anything about it.

Q. You have stated already that you were under the impression that he acted upon the advice of Mr. Pratt and Mr. Wilson? A. That is upon my own consultation with Mr. Pratt and Mr. Wilson. I don't know that Mr. Gass had any conference with those gentlemen himself.

Q. Wouldn't you suppose that if the head of the department of the State government was to require an interpretation of a law that had been enforced

for several years, that he would go to the legal authority of the State for it? A. He might do so, I presume.

Q. Wouldn't that be the proper place to go, in your judgment? A. Probably so.

David Parsons, being called as a witness, and being duly sworn by the chairman, testified as follows:

Examined by Mr. Davis.

Q. Did you furnish that information that was published in the Free Press to the Free Press? A. No, sir.

Q. Do you know who did? A. I think I do.

Mr. Brant: What do you know; not what you think? A. Well, I don't want to do anything that looks like equivocating.

Q. Do you know who did? A. I am going to tell you all about it. If I should answer "yes" I do not think the answer would give a clear idea; if I answer "no" I don't think it would give a clear idea. Yes or no won't answer the question. I will say yes; I did not furnish it to the Free Press.

Q. By Mr. Beecher: Suppose you answer thus: yes, or no, and then make your explanations afterwards? A. The question is, as I understand it, did I furnish it?

Q. Yes, sir, the Free Press with those figures? A. To that I say no.

Q. Do you know who did? A. I think I do.

Q. Well, we would like to know who it is? A. Yet I may make a mistake if I state the person. I now want to tell all about it, and that will give the idea, for I have nothing to cover up.

Q. We want a history of that transaction? A. The morning paper contained a statement that Mr. Gass said that he had never paid any extra money of the teachers' fund, any portion that had been left to any of the teachers or instructors, and a warm friend of mine, a Republican, was at my house, and I said, "that I don't understand to be correct;" I would correct that; I want to do justice to Mr. Gass; I stated that I had a copy of a letter with me that contradicted that statement, and I read it, and he said it was a contradiction, and he would like that for publication, and I said no; it was in my memorandum book, and I didn't like to give it for publication; that I had taken a copy of it, and didn't know but what it might be used in the campaign, but I had concluded that it might do injustice.

Q. Mr. Gass testified on the stand to the same thing—that was in his testimony—he gave the amounts? A. Yes, sir.

Q. You were connected with that office for some time? A. Oh, no, sir; I never was connected with it.

Q. With the office of Superintendent of Public Instruction? A. Oh! yes, sir.

Q. Do you know anything wrong about the administration of Mr. Gass, during the time that you were there? A. I haven't got through with this other matter yet. This man says, "I would like to publish that;" I said, "no; I just merely read you that to show that there was a mistake, and I should not have read it if I had not known that the paper had committed an error. I did not furnish that article to the Free Press."

Q. In other words, it came through you, but you did not furnish it; the party that you had the conversation with must have furnished it to the Free Press? A. I don't know; I can't say.

Q. What do you know about that office? Do you know of anything wrong; any wrong committed anywhere in it during your term of office? A. I can

not itemize anything particularly that would be considered illegal, although—

Q. (Interrupting.) Well, dishonest, then; anything that is dishonest—any appropriation of the State's money which should not have been appropriated in any way? A. Well, in regard to that institute money, I would not want to do that. I regard that wrong if I am called upon to express my opinion.

Q. Why do you regard it wrong? A. I regard it wrong for this reason, that he held that fund to appropriate for a particular purpose. He had appropriated a certain portion of that for a particular purpose; they had done their work and done it exactly as they agreed to do it, and he had paid them, and he had their receipts therefor.

Q. Let me ask you a question there. Did they receive all that the law allowed them? You say that they did get their pay and gave a receipt; did they get all that the law allowed them? A. Yes sir, they got all that the law allowed them; the law allowed them what he promised to pay them.

Q. Don't the law specify what they shall be paid? A. For instance, I give you authority to build a building for me, and you go to work and build that building and pay out \$900, and you take the receipts of all your hands and everything, and there is \$100 yet in the bank; that \$100 belongs to me, and you should not say to certain pets that are working for you, "You haven't received enough; there is \$100 that I haven't paid over to Mr. Parsons, and that \$100 I will divide with you." I say that is wrong. I think government money should be treated just as individual money should be treated, and that we have no more business to be liberal with government money than we have with an individual's money.

Q. You think then that Mr. Gass had no right to appropriate that money in that way? A. I do sir, that is my opinion. It might have been legal but not right.

Q. It might have been legal but not right? A. Yes sir.

Q. How could it be legal; you say the law don't specify what they shall be paid? A. I am not setting myself up as a lawyer in regard to the legality of the thing.

Q. Did Mr. Gass pay these parties any more than \$60 which the law allows him to? A. You are putting the words in my mouth "which the law allows them to pay." He paid for what he agreed to and got their receipts in full for the payment.

Q. Did he pay any more than that \$60? A. I didn't keep the accounts; he paid them more than he agreed to, he paid them more than their receipts called for; they had given their receipts in full and settled up, and I say that he had no right to appropriate that money that was in the bank.

Q. Doesn't the record already show that in some instances they did not get sufficient to defray their expenses? A. I don't know that it does, I can not say as to that; in regard to those that it was paid to it does not show any such thing.

Q. Weren't these men promised an additional compensation? A. In the beginning?

Q. After the close of the institutes, in case there was nothing in the fund for any such purpose? A. I don't remember reading any such; the correspondence is all indexed by myself, and I don't remember of reading any letter showing that they were promised any additional compensation. You could easily find that out by calling for it. If the promise was made by letters, there is a letter book of letters. The letters are not written by Mr. Gass, they are mostly

written by somebody else, and you have the copies of the letters down below, and that is the best evidence.

Q. Do you pretend to say you don't know anything about these promises of extra compensation in case the funds were not fully used? A. No sir, I don't know anything about any such thing as that.

Q. By Mr. Dodge: Was Mr. Gass out of his office a great deal of the time previous to the election, during the campaign last fall, out of his office? A. Yes, sir.

Q. Did he devote the most of his time to electioneering? A. I can not tell you; I don't know what he did when he was out of the office.

Q. Did his official duties require his time that was spent out of his office for several weeks before the campaign, all of the time? A. That is a rather a singular question; if I had been superintendent I should have devoted all of my time to my official business; I don't know whether I would want to answer that question in regard to him or not; the superintendent has enough to do if he devotes all of his time to his business, and I don't know but he did, I can't say.

Q. About what time was this additional pay sent out to these instructors, or conductors rather? A. Well, Mr. Smith can answer that question better than I can.

Q. By Mr. Brant: During your administration in that office the expense of running the county institutes was paid for out of the institute fund? A. Mr. Smith had charge of all the institute funds, or of the institute correspondence.

Q. You have heard Mr. Smith's testimony in that regard? A. Yes, sir; I don't know anything to the contrary.

Mr. Smith, re-called for further examination, testified as follows:

Q. By Mr. Davis: Can you enlighten us on this matter—were these men not promised additional pay in case the whole fund was not used? A. When instructions were sent by the Superintendent of Public Instruction to the conductor of the institute relative to the payment of the compensation and expenses of instructors, there was a definite sum stated as compensation to such conductor or instructor, which in the case of conductor never exceeded \$50, and the assistant \$40 per week; this was the compensation that was named if the funds were sufficient to allow it. Before sending any State fund last year to any institute, an apportionment of the fund was made to all the counties which would likely need such fund. The entire amount that could be used was \$1,800 for the year. The maximum amount that could be used for any institute was \$60; those two amounts the superintendent of public instruction could not exceed, so he took the \$1,800 and apportioned it to the counties where institutes were to be held, according to the amount of fund they had in their own treasury so as to equalize it, and it so happened that for three institutes—I think it was three that were to be held in the Upper Peninsula—they were not held, the conductors of those counties sending in word at the last moment almost that they would prefer to have the institute held this year so their fund would be a little larger and they could maintain a longer institute with what the State might furnish; that left the Superintendent of Public Instruction with some surplus of this \$1,800 on hand, and inasmuch as a number of the instructors had not received anything near the amount that had been specified in their letter of instruction as the amount to be paid them, the Superintendent of Public Instruction, rather than to put that back into the general fund since the law had appropriated it for institutes to be used in the year, and also

as he had also stated, I think in one letter to Prof. Payne, and verbally several times to instructors, that if there happened to be a surplus left over it should be given pro rata to those men who had suffered the most on account of the compensation that had been specified for them and received in that way, this extra amount was paid out; but in no case did any county receive to exceed \$60, and in no place did any instructor receive an amount exceeding the amount that was named as their pay in case the funds held out; that is about the explanation.

Q. Do you know that Mr. Gass had any particular pets of his; that is, fancy men, I suppose? A. As regards pets, I think that Mr. Gass did this upon my suggestion, upon our looking through the entire lists of institutes that had been held, and looking up the names of those who had suffered the most in their pay; whether they were pets or not, I cannot say, because I know that I made out the list myself.

Q. Made the apportionment? A. I made the apportionment myself, and made the list myself, and wrote the letters, and sent the money, after consultation with Mr. Gass; and I don't think Mr. Gass ever suggested any name to me as one to receive it. It was upon this basis, as I stated, *pro rata* to those who had received the least amount. Now, one man may have worked in several institutes, and of course, as published in the Free Press, the amount, in one or two cases, looks quite large; but those persons had work in several institutes, and the letter only names the gross amount for all the deficiency.

Q. The letter, then, would deceive anybody reading it? A. The record in the office of the Superintendent of Public Instruction will show the exact amount that every instructor received for his services, and the amount for his expenses, and the amount that was received from the county treasurer, and the amount that was received from the Superintendent of Public Instruction, as the State appropriates it; and I think if you will examine that record, you will find it to be as I state.

Q. Is it not a matter of fact that the heads of departments frequently make changes in the way that the different funds shall be handled, without consulting the Attorney General? A. As regards routine methods, and methods of conducting the business of the office, I presume it is.

Q. By Mr. Brant: Do you apprehend that any head of a department has got a right to pass upon a matter of law, except the Attorney General? A. I don't know that they have, as regards a matter of that kind, but where it comes to a matter of methods, I think they have.

Q. Let me put a suppositious case to you: Suppose you had been elected Superintendent of Public Instruction, and a system had been in vogue in the office for a series of years that was clearly within the law, would you feel at liberty to step outside of the bounds of the law without the authorization of the legal advisor of the State? A. I would not feel at liberty to step outside of the authorization of law without legal advisement.

Q. By Mr. Dodge: When these receipts were received were they in full, or do they read for part payment for their services, for money paid these instructors and conductors? A. The originals?

Q. Yes, sir. A. They were receipted, on account of conducting, so much

Q. In full for services? A. It don't say in full in no place.

Q. Received so much? A. Yes, sir.

Q. What time was this additional pay sent out to the instructor? A. The last of October or first of November.



Q. That was previous to the election, was it not? A. I think so, though some did not receive their money until after the election.

Q. What were you discharged from the Deputy Superintendent of Public Instruction for? A. I don't know.

Q. Was there any reason ever given you for your dismissal? A. No, sir.

Mr. Davis. I move that we now adjourn until 10 o'clock to-morrow morning.

The chairman put the question and it was carried.

*Proceedings of April 21st, 1885.*

Present, Messrs. Dodge, Wood, Beecher, and Davis.

Herschel R. Gass, being recalled for further examination, testified as follows :

Q. You have been sworn? A. Yes, sir.

Q. Will you please tell this committee whether all the clerks in the office of the Superintendent of Public Instruction during your administration were paid from the general fund for all labor connected with the office? A. I don't know just exactly what you mean. (Last question read by the stenographer).

A. While they were connected with the office as clerks that is true.

Q. The monthly pay-rolls show that, do they not? A. Yes, sir.

Q. From what fund does the postage of the office come? A. We have two accounts for postage, and one is institute postage and the other is office postage. The office postage comes from the State fund, I suppose; that is, the deputy takes charge of that; he gets it from the State Auditor, as I understand it; there is an allowance made by the State Auditor.

Q. Does all the postage of your office come from that fund? A. All the office postage does, as I understand it.

Q. Are all the supplies of the office furnished by the State printer? A. No, sir.

Q. Who are they furnished by? A. By a stationer. The supplies of paper for blanks and such as that, comes from Richmond & Backus, as I understand it.

Q. The other supplies come from the State printer? A. We don't have any other supplies. I think the printing is done by the State printer, and it is my understanding that the State printer furnishes the paper for my annual report.

Q. Is that paid for by the State? A. I suppose it is; I had nothing to do with it.

Q. On vouchers that pass through the usual channel, I suppose? A. Yes, sir; I suppose the State printer does give the voucher for the supplies that are furnished.

Q. Does your office ever pay for printing directly, or is it paid in the usual way of paying debts contracted by the various departments? A. It is usually paid in the same way as debts contracted by the various departments. There is some institute blanks; that institute work is kept separate, and those institute blanks are paid from the institute fund.

Q. Have you got the vouchers for Lenawee county for August last? A. I suppose so.

Q. Will you please produce them? A. The vouchers?

Q. Yes, sir, the vouchers for August? A. They are in the office.

Q. Will you bring them up? A. Yes, sir.

(Witness proceeds to get vouchers.)

Q. Have you the vouchers with you? A. Yes, sir, several of them.

Q. You have the vouchers in your hand of the institute in Lenawee county for August last? A. Yes, sir.

Q. Will you please state what the total amount of the expenses of that institute was for August, 1884? A. I will have to figure this up; this was a two weeks' institute; it foots up \$322.37.

Q. Can you state what became of that money, and how it was expended? A. It was expended for institute instructors and expenses connected with the institute.

Q. By Mr. Davis: Don't the vouchers show? A. The vouchers show it is itemized.

Q. By Mr. Dodge: Won't you please take those vouchers and take off the items; for instance, any one item off from one voucher and take it off from each and foot it up so we will get that amount? A. Yes, sir.

Q. What was the expense for the employment of instructors for the ten days of the institute held in Lenawee county for the month of August, 1884? A. \$153.25.

Q. What was the expense of the lecturer? A. There were four lectures—\$31.95.

Q. What was the expense of the conductor? A. \$15.

Q. Local committee? A. \$15.

Q. Hotel expenses? A. 31.95.

Q. Supplies? A. \$4.63.

Q. Printing? A. \$2.

Q. Janitor? A. \$5.

Q. Cleaning room? A. \$2.50.

Q. Hall rent? A. \$12.

Q. Express? A. 45 cents.

Q. Total amount of postage? A. \$5.86.

Q. Postal order and exchange? A. 22 cents.

Q. Mailing circulars? A. \$6.52.

Q. Total amount of hack fare? A. \$2.75.

Q. Telephone? 25 cents.

Q. Railroad fare? A. \$28.55.

Q. That makes a total of \$322.37? A. Yes, sir.

Q. By whom is that amount of money paid out? A. By the conductor of the institute?

Q. From whom does he receive it? A. He receives it from the county treasurer.

Q. What constitutes the supplies? A. Well, I don't know that I could give them all; they are blank books and enrollment cards, and enrollment blanks for making returns to the office, a blank book, and there may be something else that I don't remember.

Q. What is the cost of these supplies for an institute with a membership of from 80 to 120? A. I can't tell; I never figured out the cost myself.

Q. How are they furnished? A. They are sent out from the department.

Q. How are they paid for? A. They are paid for by the institute fund; that is from the institute fund.

Q. That is they are paid to your department? A. Paid by my department from the institute fund, and the department pays the printers.

Q. Is there any money remitted to the Superintendent of Public Instruction's office by the conductors of these institutes? A. Yes, sir.

Q. What is done with that money? A. That goes to pay this postage mainly,

and supplies, addressing circulars. Circulars are sent from the office before the institute to each teacher in the county.

Q. Does the superintendent of that office, and when you were superintendent, did you pay it out on individual orders? A. The deputy, Mr. Smith, had charge of that.

Q. He was authorized to do it by you, was he not? A. Yes, sir.

Q. Are the clerks paid from this fund in the office, any of them? A. No, sir.

Q. Is postage paid from it? A. Yes, sir, postage connected with the institute, the institute work.

Q. Were such vouchers sent out to the institutes this spring? Do you mean vouchers?

Q. Yes, sir, institute vouchers. A. Yes, sir, we sent out vouchers; I don't think you mean that though.

Q. Have you changed the manner of providing supplies and paying the indebtedness incurred by the respective institutes, beginning with the first of this year? A. Yes, sir.

Q. Who ordered the change to be made—the Superintendent of Public Instruction? A. Yes, sir, it was my direction.

Q. By what authority did you make the change? A. Well, I made the change because it was complained of from the different institutes. There was complaint made in regard to those expenses from the different institutes; they frequently came in, these complaints, and the institute fund was short in a great many counties; and Mr. Smith, after consulting with the Deputy Auditor General, I think, said it would be a proper charge to bring against the State, and under that consideration I made the change.

Q. Did you not know that the change was in violation of the law? A. No, sir, I didn't.

Q. How does it happen then that the supplies, printing, mailing, and the postage were charged to the State this Spring, and not before? A. In the way that I explained it.

Q. Does the pay-roll in your office show that clerks were paid in any other way than usual? A. No, sir, not to my knowledge.

Q. How did you keep the separate clerk accounts of the institute work and pay them the money received from conductors of institutes? A. Well, I didn't consider them as clerks; work that was done upon the institute circulars and mailing, etc.; that was done by extra help employed; they were not considered as clerks of the department.

Q. Who constituted the extra help? A. Do you mean this last year?

Q. Yes sir. A. I think that Miss Town did some of it.

Q. Hasn't Miss Town been one of the regular clerks in the office? A. No sir.

Q. During the last year? A. No sir, I think last October she came in first; not first, but she was there during the summer, and during that time she did some of this extra work, and Miss Smith, Mary Smith, did some. Those were the only persons that I remember new of doing it.

Q. What do you call the force of regular employés of the department? What does the regular force of employés of the department consist of? A. It consists of the deputy and two clerks, usually.

Q. Two male clerks? A. Do you mean the year around?

Q. I mean the ordinary working force that you consider the regular force in the office? A. Some of the time I have got along with one clerk besides the

deputy, I guess about two months since I have been in the office; two or three months we have had only one clerk besides the deputy.

Q. And all the rest were considered extra? A. Yes, sir; I considered the regular force to be four.

Q. By Mr. Davis: There was a time that you got along with only one? A. Yes, sir; a little while.

Q. By Mr. Brant: How long, during the last year, has this extra force been employed? A. They came in about —

Q. (Interrupting.) I suppose your pay-rolls would show that exactly, would they not? A. Yes, sir; I think they came in about October, sometime.

Q. And were employed how long? A. One, I think, was discharged the last of January; I think one of the extra ones, and another the last of March.

Q. That is all that were employed during the last year is it? A. I had another in there during a portion of November and December, I think.

Q. As extra clerks? A. Yes, sir.

Q. And they were doing this extra work contingent upon the county supplies? A. No, sir; we have a good deal of extra work in connection with the office in making out my reports.

Q. Out of what fund were their salaries paid? A. Out of the general fund, I suppose; it is put on the pay-roll.

Q. Then they were not paid out of the institute fund? A. No, sir.

Q. I find a charge on this voucher of \$6.52, that of course is for the clerical work done in the office in addressing envelopes and sending out circulars? A. Yes, sir, I suppose it is; it is not done in the office.

Q. Let me ask you if that \$6.52 came out of the general fund and was drawn back by you from the institute fund as this voucher shows, what became of the \$6.62? A. It went to the person that did the work.

Q. You say they were paid out of the general fund? A. No, sir, not for this institute work; the regularly employed clerks are paid out of the general fund, as I stated, but the work done upon these institutes, that is in the way of mailing circulars and addressing envelopes, is paid to persons outside—to persons that have been employed outside.

Q. By the county institute? A. It is sent to me and I pay it over to them.

Q. Then this item of mailing of \$6.52 is not for mailing circulars from your office? A. No, sir, it was not a charge to the office.

Q. They were sent out from the office? A. Yes, sir.

Q. It was not a charge against the general fund? A. No, sir.

Q. By Mr. Dodge: Can you tell what amount of extra help you paid for direct, yourself from the institute fund for work done in looking after institute business by clerks in your office at Lansing? A. I can't tell the amount; I haven't that; Mr. Smith had charge of that.

Q. It was kept upon a separate book, was it not, from the regular books kept in your office? A. I had an institute book, and it was kept upon that book as I understand it.

Q. That is a separate book pertaining to the State business, is it not? A. Yes, sir.

Q. Have you any interest in "The School Moderator," published at Grand Rapids? A. No sir.

Q. None, directly or indirectly? A. No sir.

Q. You are a member of the State Board of Education? A. Yes sir.

Q. You acted upon that board, did you not, with the other members? A. Yes sir.

Q. Were they all present whenever any action was taken by the board? A. I don't think always, usually they were.

Q. You are secretary of the board, are you not? A. Yes sir.

Q. Did you make out the per diem that each member was entitled to? A. No sir.

Q. Who does that? A. Each individual member makes out his own account.

Q. Did you ever receive any pay as a member of that board? A. Yes, sir.

Q. How much pay did you receive? A. I don't know, sir.

Q. Did the Board of State Auditors decline to allow your claim? A. They have declined to allow one or two.

Q. Have you, or has that Board ever substituted any other person to act as a member of the Board that is not provided for by law? A. No; they never have substituted anybody.

Q. Has anybody else other than the regular members of that Board acted on the Board? A. No, sir.

Q. Have you, since they declined to allow your claim, presented a claim for and in the interest of somebody other than a member of that Board? A. I have presented a claim for Prof. Howell, in making out questions.

Q. Don't you know, as a matter of fact, that you had no legal right to do so? A. No, sir; I don't.

Q. Did you then present his claim as a member of that Board? A. No, sir.

Q. Did he receive his per diem for acting in the capacity of a member of that Board? A. No, sir.

Q. What pay did he receive? A. As a person employed by the Board.

Q. Has there ever been any other person employed besides Mr. Howell? A. Well; I am not certain about that; my impression is there was, before I went into the office, but I am not certain.

Q. How much was paid Mr. Howell? A. I don't remember how much.

Q. Did you draw the money and pay him, or did he draw it himself, from the treasury? A. Well, I don't know; I think he drew it himself.

Q. Did you receive any portion of the amount designed for members of the board? A. No, sir.

Q. Where is the fund kept that comes from the various institutes? A. It is in the county treasury of each county.

Q. When do you receive it? A. I don't receive it at all.

Q. None of that money comes to you? A. Excepting what comes to me for expenses charged to the different counties from the department as those expenses.

Q. For what? A. For these supplies; mailing circulars and postage, etc.

Q. What amount was charged to Lenawee county for supplies, for the month of August, 1884? A. \$4.63 is down here.

Q. What did the supplies amounting to \$4.63 consist of? A. They consisted of blank books, enrollment cards, certificate of attendance, the enrollment book blanks to be returned to the office, showing the attendance at the institute, and the general management of it. There may be some others that I don't remember.

Q. Out of what fund were these supplies paid for by you, when brought into your office for distribution—the general fund is it? A. No, sir; the conductor of the institute afterwards made us a check or postal order for the amount charged against the county institute fund.

Q. They are not paid for then until after they have been used by you? A. No, sir.

Q. Is that true in every case? A. As far as I know, it is.

Q. From whom does the State printer receive his pay for such supplies as come from that office? A. He receives it from this fund, from these amounts that come into the office from the different institutes.

Q. By Mr. Davis: They make a requisition on you for so much? A. We send out such supplies as we think they will need, to the different institutes, and charge the amount against the institute fund of that county.

Q. Don't they afterwards, sometimes, make orders on you for more? A. Yes, sir, sometimes the supplies are short and they quite frequently send in for more.

Q. Since the Board of State Auditors refuse to allow your claim for your per diem as a member of the board of education, do you swear that you never have received any compensation, directly or indirectly? A. As to what?

The stenographer will read the question.

[Last question read by the stenographer.] A. Yes, sir, I have.

Q. In what way? A. I have put in an account and they allowed it.

Q. The board allowed it? A. Yes, sir.

B. When the Board of State Auditors refused to allow your claim the Board of Education did allow it? A. No, sir, you don't understand it; this allowance has to be acted upon by the State Board of Education, and then it goes to the State Board of Auditors for their approval or rejection, and they allowed my first account put in, and then afterwards they didn't know whether they ought to allow them or not.

Q. That is the Auditors? A. Yes, sir; it was a question in their mind whether they should allow that or not, and they held it under advisement. They had refused to allow it. They never have told me that they refused to allow it; yet when I handed in my next account I put in the account the same as I did before, and they have allowed one or two accounts subsequently to this first claim.

Q. And that they have allowed? A. No, sir, I don't know whether they are holding it under advisement yet or not.

Q. Didn't they hold that you as a member of the Board of Education were not entitled to any per diem? A. That is the question they were considering.

Q. Didn't they so hold, and didn't they refuse to allow you pay as a member of the Board of Education? A. No, sir, they did not refuse.

Q. Have they allowed the claim as presented. A. No sir.

Q. By Mr. Wood: They have allowed similar claims since? A. They have allowed one or two similar claims since.

Q. By Mr. Dodge: That is the only money you have ever received, directly or indirectly, for services rendered by yourself or anybody in your employ from that board? A. Yes sir; I don't know that they have ever taken any action upon that as a board; the question in my mind is whether it would be right to say that they refused to allow the claim; I don't know whether they have as a board refused to allow the claim; the question arose in their minds whether I was entitled to that per diem as the law stood.

Q. You considered that they were holding it under advisement? A. Yes sir. I never have been informed that they refused to allow the claim.

Mr. Beecher: I move that we now adjourn until one o'clock this afternoon. The chairman put the question and it was carried.

## IN THE MATTER OF THE INVESTIGATION OF THE AUDITOR GENERAL'S OFFICE.

Present: Messrs. Dodge, Davis, Beecher, and Wood.

William B. Williams, being called as a witness, and being duly sworn by the chairman, testified as follows:

Q. By Mr. Davis: Judge Williams, in relation to the claim of yours against the State for professional services in this Northwestern Railway case, I wish you would state what there is about that, what you know about it? A. I will state, that, while I was commissioner of railroads I discovered what I considered a claim against the Chicago and Northwestern Railway Company for back taxes amounting to \$115,000.00, or thereabouts. Under the system which had been adopted by that railroad company of reporting to the Auditor General what they termed the earnings within the State of Michigan, instead of the *pro rata* earnings on their railroad mileage, and under a resolution that was passed by the Legislature I caused that amount to be assessed upon the road, upon the corporation. A tax was made out for the different years, running from 1874 to and inclusive of 1878, that is my recollection. The company had been paying about \$15,000 a year tax. In 1879 the Legislature passed a law requiring the assessment to be made out upon the report to the Commissioner of Railroads, and from and by the commissioner to be certified to the Auditor General. I think the tax for the year 1878 was \$15,000, and the tax for 1879 under the assessment, as I made it, was \$45,000, and they paid. Prior to 1880 this back tax had been assessed, and been demanded, and they declined to pay it, insisting that it was not a corporation that owned a line of road crossing the boundary line of the State, formed under the general laws of the State of Michigan (I may say here that all other railroads had been taxed on that *pro rata* basis). They paid the tax according to their estimate of actual earnings, and which for the year 1880 was a trifle less than \$4,000 of what they admitted it would be. There was no report of actual earnings in the State, or no law for any, and they then desired to make a case to test that question on this sum of \$3,500, or whatever it was. You will see by my report of 1881 just the amount; the report of 1881 shows the whole facts that I am now detailing to you, and they did pay all the tax excepting this disputed item of excess, as they claimed. They filed a bill in the circuit court for the county of Ingham against the Auditor General of the State to restrain the collection of that tax, with the understanding that that bill and the result of that decision should settle the question of the whole tax and the deficiency, which had then amounted to a trifle less than \$120,000, so that the amount in issue was about \$120,000, in fact, although not on the record. I will say here, they set up another claim, that if they were to pay on the *pro rata* mileage of the road their reports were erroneous for those years and they should be permitted to correct it, and bring in their leased lines and proprietary road which were not a part of the corporation proper, and thus reduce the average earnings in Michigan so as to make the tax in fact \$31,000 less than it was assessed for that year, and carried back it would have made a large difference, a deficiency against the State; so you will see the questions that were submitted. At the close of my term in 1882, in my report—I suppose it would be designated 1881, perhaps—I recommended to the Legislature an amendment to this law in regard to road crossing the boundary line of the State, and defining specifically what the road should be and what the report should include. That law passed in 1883 and became a law, and I mention this now to show the figure that it cut in the result. The interpretation given by the Legislature in the amend-

ment of 1883 was the interpretation I had given to the law as it had existed before, and it had been the practical interpretation that had been given in every case. After my term of office expired I was employed by the Attorney General at the request, I think, of the Commissioner of Railroads and Governor Begole. In consequence of my familiarity I was employed as an attorney and counsel for some little time.

Q. That was after your term of office had expired? A. Yes sir, after its close; during my term of office what I had done I had made no charge for; I acted as commissioner, and that accounts for the difference between Col. Bacon's charge and my own; after my term of office I took the laboring oar of the case. I took the practical responsibility largely, the Attorney General not being familiar with the railroad legislation; and my experience with all the legislation of the State and of other States; and the decision of the courts upon that subject I prepared; and I assisted in getting up the evidence here and at other places, whatever was got; and I prepared an argument of the case before the circuit judge, and it was argued at Jackson; and my argument here I would be glad to have you have copies of; then in that argument we succeeded before the circuit judge, Judge Gridley, on the other side was Judge Cook, the general solicitor of the road, and Judge Upson; the case came here to the supreme court and we argued it here, and the railroad company brought down in addition Col. Vilas, the present Postmaster General, he made a very elaborate argument against us and we were beaten; that was the long and short of it. I prepared here in addition a brief in reply to Col. Vilas, which he put in upon us on the day of the hearing. I charged the State for my services as I would have charged any other client for the same service, and I was not anxious to do another job of the same kind. I want to say, gentlemen, that you might double that money and I would not put myself through what I did in that case again.

Q. At what term of court was the case submitted? It was submitted at the judge's chambers, wasn't it? A. No sir, it was submitted by stipulation at Jackson in the term there; I could not tell you for the life of me here what term it was; I know that Judge Cook was sick and went home sick.

Q. Who was associated with you at Jackson? A. Col. Bacon; the Attorney General was called away.

Q. You and the Colonel tried the case together—submitted the case together in the Supreme Court? A. Yes, sir; the Legislature of 1883 had settled the question as the Supreme Court said, so that the question is no longer an open one. I may say, gentlemen, that involved in that question were some of the finest points there are in corporation law, and which to-day, except by the Supreme Court of the United States, have not been settled. I think it is a very close question what kind of a corporation it is that is created by laws of different States by consolidation.

Q. It is rather an open question? A. Yes, sir; under the constitution and laws of the United States.

Q. The Supreme Court of the United States have recently decided a case which was practically on all fours with the case we submitted here, and I found it in my favor very largely, upon the decisions of the Supreme Court of the United States.

Q. The holding of our report, and the holding of the United States Supreme Court are not in accord with each other? A. No, sir; there was a unanimity of our Supreme Court against this, and the Legislature of 1883, the Supreme Court say, settles the question for the future. I wish to say here,



that when the case with the Chicago & Northwestern railroad commenced they were paying a tax to the State of a trifle over \$15,000. For 1884 the tax of that road right under the law as it now exists and is ratified by the Supreme Court was \$75,863 and some cents; that has been the result of the legislation and litigation. I think I have stated that I charged the State in that case what I thought I conscientiously ought to charge them; I haven't any compunctions about the account. I presume in regard to the details of the case I necessarily know more than anybody else about it. More than the Attorney General or Col. Bacon, because it grew into me, so to speak.

Q. By Mr. Dodge: You had the absolute contrall of the case? A. After I took part in it.

Q. And that was pretty much from the beginning? A. Well, not professionally from the beginning, officially from the beginning.

Q. Officially and professionally you had charge of the case? A. I felt it desirable to get these questions as rapidly settled by the Supreme Court as practicable, so that the Legislation might shape itself to what would be the judicial determination of the courts, and I also officially had a great deal to do with the case of the Michigan and Lake Shore, but only officially in that case, I prepared the papers and all proceedings to bring it up so as to get a ruling of the court.

*Proceedings of April 17, 1885.*

Present—Messrs. Dodge, Wood, Beecher, Davis and Brant.

Mr. Wood: Now, I make a motion, Mr. Chairman, that we ask for specific charges, and where the testimony is to come from, so we shall know what we are doing.

Mr. Dodge: That would be impossible for me to do, except that I might intimate to you several matters, as one of the members of this committee, I think should be investigated.

Mr. Davis: I will ask you this: would you expect to proceed to trial in a case without charges being preferred, and knowing where the testimony was coming from?

Mr. Dodge: This business is entirely different from any other; nothing has been charged against anybody, and unless something is found to be against them, they are in no condition to be embarrassed in the slightest degree by the charges.

Mr. Brant: I want to ask you, Mr. Davis, were any charges preferred against the Quartermaster General.

Mr. Davis: I don't know, sir; we want to know about this; you call us together to investigate something we know nothing about.

Mr. Dodge: You are asking me to make a charge that I have no right or authority to make. I cannot prefer any charge against General Stevens, as a member of this committee.

Mr. Davis: We cannot proceed to investigate anything we don't know anything about; I don't know how to proceed. We must have some data to act upon.

Mr. Wood: Mr. Dodge, suppose you give us the intimation you speak of, so we may know what we shall look for, and where we are to look for it, and by what authority.

Mr. Dodge: The business of this committee is to investigate various departments of this State government, and to endeavor to discover if there are any

irregularities, and that has been the scope of our investigation thus far, and it is expected that it will be hereafter, and if we do not find any irregularities, or instances where economy can be practiced, and is not practiced at the present time, we will report accordingly. Unless that resolution would permit us to investigate any irregularities, or any illegal conduct by the State officers or employes, I shall move as a member of this committee, that authority be given us by the House to make such necessary investigation as we shall deem proper, in the interest of good government.

Mr. Davis: We have done already what we ought not to have done, and because we have made one mistake is no reason why we should make another.

Mr. Wood: Will you give us any intimation you have? I think your should be frank with the committee, and state what the irregularities are.

Mr. Dodge: We have the right, as a legislative committee, to investigate the various departments of State, and it is a custom established since the beginning of our system of government, for the Legislature to investigate the various departments of State and national government, and prefer such charges as we may deem proper, and in accordance with the evidence afterwards.

Mr. Wood: You stated you could give an intimation as to what was wrong, and I ask you to give that intimation.

Mr. Dodge: If the authority we have got by this resolution is not sufficient let us ask the Legislature to extend that authority.

Mr. Wood: If there is any intimation of anything that is wrong I want to know as much as you do.

Mr. Dodge: We don't know that the House will authorize us to go any further.

Mr. Wood: You have said that you could intimate what was wrong, and I will ask you to tell me what that intimation is so we may go along.

Mr. Dodge: I don't propose to do that until we are authorized to do it.

Mr. Brant: Anything he may have an intimation of is merely hearsay evidence, and before this committee can do any thing they must get the parties before them and make them testify as to what is now hearsay, and in my judgment the chairman would be foolish to give away any information he may have in his possession until the proper time arrives.

Mr. Wood: Mr. Dodge stated yesterday that he was informed that there was crookedness in the office of the Superintendent of Public Instruction, and we asked him what that crookedness was, and he refused to state, and refused to state who the informants were, and if we are here to investigate, how can we investigate an office unless we have something to investigate it from. If you are unwilling to state any point that is wrong, or any information you have, I claim that you have no right to say that there is any crookedness.

Mr. Dodge: I haven't said any such thing. I don't charge that any other irregularities except those that have been brought before this committee have existed, but I said to you that it had been assumed that certain other irregularities had existed.

Mr. Wood: I want to know what those irregularities are.

Mr. Dodge: That I can't answer; we have subpoenaed witnesses for that purpose. Gen. Stevens has demanded an investigation of his office, now let us give it to him as you have insisted you would.

Mr. Wood: When you state that there is crookedness in the superintendent's office I would like to know what that is.

Mr. Dodge: Why have you decided upon a different course in the manner of examining witnesses?

Mr. Davis: Simply because we want to go right.

Mr. Wood: I move to proceed at once to investigate Gen. Stevens's office.

The chairman put the motion and it was carried.

Mr. Beecher: I will make another motion, that we ask the House for sufficient authority to investigate these departments to the full extent that we may wish to.

Mr. Dodge: At once.

[Motion put by the chairman, and carried.]

Mr. Stevens: I won't object to answering any questions so far as I am concerned.

W. C. Stevens being called as a witness, and having been duly sworn, testified as follows:

Examination by Mr. Dodge:

Q. You are the Auditor General of the State of Michigan? A. Yes, sir.

Mr. Dodge: I move that the signing of the testimony by the witnesses brought before this committee be waived. It is customary to do that where they have a stenographer, and that will do away with the necessity of signing the testimony after it is taken. Motion supported and carried.

Q. How long have you been acting in the capacity of Auditor General? A. Since January first, 1883.

Q. What is your salary at the present time? A. Two thousand dollars per annum.

Q. It was increased by the Legislature of 1882? A. By the Legislature of 1883, from one to two thousand dollars.

Q. How many clerks have you in your employ in the Auditor General's office? A. Including deputies, book-keepers, messenger, and clerks I think there are fifty-three.

Q. What is the salary of each? A. Perhaps I might better state first, that the salaries are fixed by the Legislature in this way: The deputy is paid \$1,800 per year, as fixed by the Legislature; the book-keeper and chief clerk, each \$1,200 per year; and the assistant book-keeper and private secretary, each \$1,100 per year; and the rest of the clerks not to exceed \$1,000 per annum; that is about the language of the statute. They are paid these sums, that is, the deputy book-keeper, the chief clerk, and the assistant book-keeper and private secretary are paid the salaries fixed by the Legislature, the others vary in prices from \$50 a month to \$1,000 per annum, or \$83.33 per month.

Q. What number of extra clerks did you employ during your first year of administration in that office, if any? A. I think it was 6, or 7, or 8 different ones.

Q. How many did you employ the succeeding year? A. 11.

Q. And the year commencing your second term? A. Not any, as yet.

Q. These clerks are employed at what season of the year? A. Well, varying from May or June until October and November. Last year, because of the sale of the State tax lands, we had a great many State tax land deeds to make, perhaps five or eight times as many as usual, and we retained our force longer, and had more help than usual, and much more than we will require this year.

Q. What per centage of your clerks are men; in other words, how many lady employes are there in your office? A. They vary.

Q. What will it average the year through? (Witness consulting papers.)

Q. Are you on the last month now? A. No, sir; this is December; this is as late as I have here.

Q. You could not state how many you have at the present time? A. We have one less clerk than we had then. There were twenty ladies in December.

Q. What amount do each one of these female clerks receive as compensation for their work? A. From \$55 to \$75 per month.

Q. \$75 is the highest, and \$55 is the lowest? Yes, sir; at this time, We frequently, as I say, pay \$50 for our extra help, but this is the regular force. It is \$60 for our lady clerks is the lowest; I raised her salary during the year \$5.

Q. Those are the regular employés? A. It does not include the extra help.

Q. What number of extra help that you have employed during your administration were females? A. Last year I seemed to have four ladies and seven male.

Q. What was their pay each, per month, during their services? A. Four of the males were paid \$60 a month, after the first or second month, I am not sure which, and the rest of them \$50 per month.

Q. How long were they employed? What months were they employed for? A. They came at different times.

Q. Won't you state the times? A. Well, I don't know; I think in May, June, and July, some as early as in May and others as late as July, that they were employed.

Q. Was there any employed in the fall? A. None but what was there as early as July?

Q. Was there any extra help employed during the fall? A. This same help that I had employed in the summer were employed during the fall.

Q. What months? A. Up to and including the last day of November; the month of November.

Q. What special qualifications must a lady clerk have to discharge the duties of clerk in your office? A. In some portions of the work all she would need to be would be a good careful copyist, and other portions it would require considerable business ability, the examinations of accounts and things of that kind; looking up and a knowledge of the descriptions of land, looking up the descriptions in books and making out tax receipts, the examination of tax receipts returned from county treasurers, and correcting errors.

Q. That is the duty in your office that is principally disposed of by the male clerks? A. We have some 6 or 8 or 10, in fact there are 8 or 10 ladies engaged in different works of that kind. Some make abstracts of taxes, what we call "tax abstracts," and some are very proficient in that, two or three old employés, and have become so by long practice; some are employed all the time in making deeds, we have one or two that do nothing else.

Q. Making deeds? A. Yes, sir, tax deeds. That of course is easy work, they need to be careful however in looking up the certificates that are returned here.

Q. At what hour do the employés of your office commence work in the morning; how many hours are required of them during the day for a day's work? A. From 8 o'clock in the morning until 12, and from half past 1 to 5, seven and one-half hours.

Q. And less number of hours on Saturday, I believe? A. On Saturday we close at four.

Q. What, if any, vacation are the clerks given in your office during the year?

A. I have this rule, that where we can, without detriment to the duties of the office, give a clerk not to exceed 24 days leave of absence during the year we do it; that includes leave for all purposes, sickness, for pleasure, or any purposes.

Q. Will you please turn to the pay roll during the months of October and November of last year. First, let me ask you this, do the extra clerks, by any established rule are they entitled to a vacation? A. No, sir; although we sometimes possibly give them a day or two at a time.

Q. Has that been customary to give them a day or two at a time, the extra help? A. They may get it in case of sickness, but not, I might say, on pleasure, to see friends, or anything of that kind.

Q. Do you permit any of your extra help under pay to engage in the campaign and receive their pay from the State during the time that their services are engaged in the campaign? A. No, sir, neither the extra clerks nor the regular clerks. I would say, what the regular clerks may have done if they have been absent during a part of the time that they were entitled to under the rules, of course I didn't know; there was no leave of absence granted them for that purpose, and if they did that they did it out of their own time given them by the rules of the office. Then they control their own time.

Q. At the last fall election and at the spring election did several of your clerks in your office engage for a day or two at a time in the elections, and devote their entire time and attention thereto, and receive pay from the State for their services? A. Not to my knowledge; I haven't heard it intimated.

Q. Did any of the clerks from your office go out during the campaign, last fall, and remain away for several days—extra clerks I refer to—and receive pay from the State for their services? A. Not that I remember of; I have no knowledge of it. It is barely possible some of them may have had a leave of absence between the time and done campaign work.

Q. Was extra help in the office of the Auditor General ever paid for their services—was it customary rather to pay them for their services to exceed \$50 a month? A. I could not answer.

Q. The records in your office would show as to that? A. I presume they would; yes, sir.

Q. There was a circular that you had seen, I presume, given to the public during the campaign of 1884, charging you with having violated a statute of this State in reference to applications? A. It was charged that I purchased State tax lands.

Q. They charged you with having made application in your office for the purpose of purchasing certain State lands, is that correct? A. Yes sir, that is the charge.

Q. Did you ever make any application for any of the State lands? A. I have made a great many for other parties.

Q. Did you ever make any in your own name? A. No, sir.

Q. Is application number 2,377 in your name? A. It is signed by me, I presume.

Q. Is application number 2,378 in your name? A. I don't remember the numbers.

Q. Will you get the application and bring it before this committee? A. It might take some little time to get it. I know that I made some applications; applications were made in my name, that is, by me, signed by me, hundreds of them for what I know, I could not tell. I could not state the number, but more or less.

Q. Were the entries made in your name? A. No, sir; I would state here in connection with the applications, in justice to myself, that parties writing to me, as they do to many of the clerks in the office, and sending possibly some money and asking for the purchase of some lands, writing a letter personally to me I would take one of the blank forms and make out an application, directed to the Auditor General, saying, "I hereby desire to purchase, in the name of John Smith, hereinbefore described, and enclosed find so much," and sign my name to it, and I would then put the application in the office in the proper form and it would be entered up. I would say that this same Mr. Stone, who made these charges, made several applications of that kind while a clerk in the office.

Q. While a clerk in the office made several applications? A. Yes, sir; that is in that way.

Q. How many of those applications do you say that you have made? A. I could not say as to the number; a great many at different times.

Q. Did you ever make any for yourself? A. No, sir.

Q. Were you ever interested directly or indirectly in any application you did make? A. Never but one; that is where I owned the original title to the land, and my tax-title would have been worth nothing under the decision of the courts.

Mr. Dodge, interrupting: Never mind that, General, we can't go into that here.

Q. Will you please bring up here the applications referred to and the record of them? A. I can bring the applications, but the books would be rather hard to bring up here; I can bring up the application if you desire.

Q. Do that, please. You are charged in this article with having made these applications clandestinely. What have you to say with regard to that part of it? A. I would say that it is not so.

Q. That it is not true? A. No, sir; the way your question reads, I would simply make a flat denial.

Q. In what manner are these applications made to the Auditor General's office? Are they made by filing an application with you? A. Yes, sir; made by filing an application in the office, or a letter itself directed to the office would be considered an application with the proper description.

Q. And then they are filed in accordance with their priority? A. Yes, sir, according to their priority.

Q. Do you swear that you never had any interest, directly or indirectly, in any application that you ever made in your office? A. None for the purpose of purchasing the tax title I told you.

Q. That is not the question. In these applications, did you have any interest, directly or indirectly, whatsoever, in the purchase? A. Excepting in this way, one of these applications, I told you, the original title was in my name, and it was simply to pay the taxes to perfect the title; the taxes were due from me.

Q. What amount of percentage did you pay? A. I paid the actual amount due upon the land.

Q. Do you know what per cent it was? A. Well, in this case I think it was the original amount of the tax, without the deduction.

Q. Then you never had, except in one instance, any interest in the applications that you made in your office? A. I possibly may have had at some previous time; that is, wherein I had owned or had an interest in the original title, and in no other case, and simply amounting to the payment of the taxes

upon my own lands, or some other lands in which I and some other parties were jointly interested.

Q. You have made applications in your name where you had an interest, you and other parties were interested together? A. No, sir; not in my own name; they are signed by be.

Q. In whose name did you make the application? A. Well, I can only explain that by referring you to the case of this application. I had sold the land to Mr. Penoyer, hadn't paid the taxes on looking it up afterwards, and I then made application, signed by me, to purchase the land, or pay the tax, in the name of William B. Penoyer, who then had the title; I deeded him the land.

Q. In your own interest, in order to perfect the title? A. Yes, sir, where the deed was direct from the Government to me.

Q. And it was in your interest to perfect the title? A. Yes, sir.

Q. That is correct, is it? A. Yes, sir.

Q. Did you ever make any other applications? A. It would be only to pay the taxes, that is well established by our supreme court; they have so decided it in the case of—

Q. (interrupted) That is no proper here; you did that merely to perfect your title where you had sold the property? A. To pay the taxes where the original title was mine. It was 40 acres of land, upon which the taxes were \$4.25.

Q. Did you ever make application for anyone else whereby you were interested, either directly or indirectly, in the land? A. Well, I may have done so prior to this one, I think I did.

R. Did you ever make any application for your father? (Witness referring to book) A. I find the application referred to here, but I find that it is not made by me.

Q. I say, Did you ever make an application for your father? A. I can not remember; I may have done so for he owns considerable land there, and I don't know whether he has made them himself or not, I could not answer the question without looking; he may have made them in his own name or I may have done it for him; I used to do his business for him, and I can not remember; I presume I may have done so. The application that is mentioned in that article there, I see was not made by me.

Q. I don't care about the particulars, but get at it generally? A. Well, you were referring to it in the first instance?

Q. Give to the committee, as near as possible, how many applications you ever made in your name, if any? A. I never made one to purchase lands in my own name.

Q. Did you ever make any application in your own name for the purchase of these lands; did you ever make any applications in your own name for the purchase of any lands whatsoever from the State during your administration as Auditor General? A. No, sir; the applications may be signed by me.

Q. Well, I know, simply in a ministerial way? A. No, sir, I never made any applications to purchase any lands in my own name.

Q. Did you ever make an application wherein you were interested, directly or indirectly, for the purchase of lands in your own name? A. Not for the purpose of procuring a tax deed or a claim of any kind whatsoever.

Q. Did you for any other purpose? A. For the purpose of paying the taxes I have before stated upon lands which I already owned.

Q. That is the only purpose? A. Yes sir; those weren't tax lands either, they were lands that I had the original title of, so called.

Q. When did you serve the notice on your extra help in your office notifying them that their services would be no longer required? A. That is last year?

Q. O, last November some time? A. I can't remember.

Q. Was it immediately following the election or soon after? A. I think it was about the middle of November, and it might be a little before election.

Q. It was about the middle of November? A. I can not tell exactly.

Q. Is it true that certain clerks were absent from your office for a week or ten days' time or longer engaged in the campaign and receiving pay from the State? A. I am not aware of any of them; I have no personal knowledge that any of them were engaged in campaign work; I have no doubt that some of them were absent on their regular leave of absence during the campaign, as two-thirds take their vacation in the summer months.

Q. Isn't it true that several letters were received by you from clerks that went away and were receiving their pay, extra clerks, informing you with regard to the election? A. I don't remember of receiving a letter from an extra clerk.

Q. Were one or more of your extra clerks away during the campaign for several days at a time? A. Well, I can not state. I think not. He may have been though, I am not positive as to that. I can look up that matter if you will give me the name of the clerk. We keep a time book.

Q. Your time book would be right here? A. Yes, sir.

Q. Can you get that time book? A. It is a monstrous thing. If the clerks are not absent more than a certain time during the year no deduction is made, and no record appears upon the pay roll. I will say, if our clerks are not absent more than twenty-four days at the expiration of the year, if they are not absent more than that, it does not appear. In some cases there is some deductions made.

Q. Was Mr. Baker out of your office, for several weeks an extra clerk, engaged in the campaign, and did he receive pay while he was absent from the State? A. I am not aware that he was away in campaign work, yet he may have done so.

Q. Is it true that the clerks in your office corresponded and used the State's stationery and postage for political purposes? A. No, sir, not to my knowledge. We have positive orders against any clerk using a stamp or the stationery for personal use, and if it was done, it was done without my knowledge and against the orders; that is the general order.

Q. Would you dismiss a clerk from his employment for violating that order? A. Yes, sir; unless he showed that he was not aware of the order, but if he was doing it for campaign work I think I should anyway.

Q. How are they informed of that? A. I notified the chief clerk when I first came here; whether he has instructed each clerk as he has come in I could not tell.

Q. By Mr. Brant: Have you ever received or levied any assessment from your clerks for the campaign fund or for the use in the campaign in any way? A. I never did myself and have no knowledge of it; there was never any assessment made and I never received a dollar.

Q. Do you know of any voluntary contributions having been made? A. No personal knowledge of it; I understand they did make a voluntary contribution, some of the clerks. I would say further that I was informed that some of



them gave nothing, some as low as a dollar and a half, and one clerk gave forty dollars, and a lady clerk at that.

Q. Do you know whether there was any understanding or expectation on the part of any of the employes of that office that any given amount was expected? A. No, sir.

Q. A given per cent or a given amount from the salary? A. No, sir; I think not; not to my knowledge.

The committee here adjourned until 2 o'clock.

*Afternoon's Proceedings.*

Present: Mr. Dodge, chairman, Messrs. Davis, Wood, and Beecher.

W. C. Stevens, recalled for further examination, testified as follows:

Q. Did you distribute or provide your clerks with your slips, any of them, and did they send them out from your office, and did they use the State's postage and stationery? A. The clerks may have come to me and asked me for slips, some of them, and I presume they did. I made no distribution of the slips to the clerks at all, and don't remember personally of giving them any, and probably never gave to exceed a half a dozen of the clerks any, but I don't remember, I may have given them some, but I have no recollection of it.

Q. Did you receive any communications from the clerks belonging to your office away from the office during the campaign in reference to the election? A. I don't think I received one letter from a clerk during the campaign, either when I was here or away.

Q. When did you make the order prohibiting the use by clerks of the State's stationery? A. Not the stationery, the stamps; I think you asked the question in connection. I never made any order, and I don't think there has ever been any order not allowing the clerks to use a sheet of paper or envelope, but there has been a positive order about stamps, and in fact since I have been there our stamping has been done by one clerk, and it is impossible for them to use them.

Q. You never have made an order prohibiting their using the stationery? A. No, sir.

Isaac R. Jameson, being called as a witness and being duly sworn by the chairman, testified as follows:

Q. What is your business? A. Clerk in the Auditor General's office.

Q. How long have you been employed there? A. Nearly 12 years.

Q. What is your salary? A. \$1,000 per year.

Q. You take a vacation, do you not, each year? A. Well, we are allowed a vacation, and we take it as we see fit.

Q. When did you take your vacation in the year 1884? A. Well, I took the larger portion of it between the first day of January, 1884, and the first day of July; in fact, I took nearly all of it.

Q. How many days' vacation are you entitled to? A. 24.

Q. Were you out of the office more than 24 working days last year. A. Yes, sir.

Q. How many more? A. I think I exceeded my vacation about 12 days.

Q. Was that time deducted? A. Yes, sir, it was deducted out of my December pay.

Q. How much was deducted? I cannot tell you exactly. I might qualify that by saying, it was optional whether we should have it deducted out of our pay or out of this present year's vacation.

Q. During the campaign did you engage in corresponding with parties with reference to candidacy of General Stevens for Auditor General? No, sir, I didn't.

Q. Did you correspond with any parties? A. I wrote, I think, 3 or 4 letters, short letters, in which I sent some slips of General Stevens's, but received no letters from anybody.

Q. That would be all? A. Yes, sir, I think that would cover it all.

Q. Did you use for that purpose the stationery belonging to the State? A. I used the paper and envelopes only.

Q. No postage? A. No, sir, I didn't. We have always been allowed the use of stationery ever since I have been in the office, without any question; that has been customary.

Q. Has your time whenever you have been out of the office for half a day or a day, aside from the time given you for your vacation, always been deducted?

A. Yes, sir, I have had it taken out of my pay. That has not always been done. Mr. Latimer gave us, in view of night work for several years along, when we had overdrawn our vacation, he allowed it to us and deducted nothing from our pay.

Q. How many employes in that office when you went there 1½ years ago?

A. I could not say; perhaps 60 or 70.

Q. There is a lesser number now than there was then? A. Yes, sir; there is a lesser number now—the last few years than there was.

Q. There is not as much work to do? A. The work that was being done then is disposed of.

Hubert R. Pratt, being called as a witness, and being duly sworn by the chairman, testified as follows:

Q. What is your business? A. I am Deputy Auditor General.

Q. How long have you been such? A. Since May, 1867, I have been deputy.

Q. What is your salary? A. \$1,800 now.

Q. You have heard something about the applications that were made or claimed to have been made by General Stevens in reference to State tax lands, will you please state whatever you may know with regard to it? A. Well; assuming that they are the couple of applications that were talked about during the campaign last fall, I have this to say: That I didn't know anything about them until the matter became public through common report or through the papers. I don't remember just how was the first that my attention was attracted to the matter.

Q. There was a Free Press reporter visited your office, was there not? A. Yes, sir.

Q. For the purpose of investigating that question? A. Yes, sir.

Q. Now, will you please state whether or not, to your knowledge, any applications were made in the name of W. C. Stevens? A. Well, there were two, I think, and possibly three; two or three applications found on file in his name to purchase lands for other parties; that is, signed by him to purchase lands for other parties.

Q. Is that the first instance that you ever knew of Auditor General Stevens making an application? A. Well, I don't remember positively; I don't know that I could, without reference to the files, say whether he had ever made any other or not. My impression is that there are some previous applications on file, made in the same way, but I could not tell without searching.

Q. What is the highest, if you can remember, give it to us from the best of

your recollection, that extra help have been paid in the office of the Auditor General, during the time that extra help has been employed. A. I would not like to say from memory what is a matter of record from the pay rolls; I could refer to them in a very few minutes; I should prefer to refer to the pay rolls.

Q. It would take some little time to go back? A. It would take fifteen or twenty minutes to get the pay roll for any one year. The salaries paid are published in the annual reports of the Auditor General every year.

Q. Going back to the other question a moment, at the time these applications were made was it claimed by Mr. Prudden in your presence that his application was the first one made and should have priority to any other? A. I don't recollect that I heard any question raised as to the priority of Mr. Prudden's application, and until this matter came to the surface I knew nothing about these applications of Mr. Stevens being on file before Mr. Prudden's was, until the matter became public. Mr. Prudden never complained to me that any applications had interfered with his that was filed at that time upon that day.

Q. Did Mrs. Pratt consult with you about the direction she had by Captain Clemmer? A. I don't recollect of her referring the question to me. It was said at the time that somebody else said that the matter was referred to me by Mr. Clemmer, but I have no recollection of giving any special directions in regard to those applications, and, as I said before, I didn't know that they were upon file until the matter became public.

Q. Do you remember the number employed in that office when you first took charge of it? A. Well, if you mean by taking charge of it when I was first appointed deputy, I cannot tell you without reference to the pay rolls.

Q. Can you give us about the number? A. No, sir. I would not like to state from memory at all just the number.

Q. It is customary I believe to give the employes of the Auditor General's office 24 days vacation during the year? A. Yes sir, it is customary to give them about that.

Q. If they go out of the office for a half a day or a day in excess of that time is it deducted from their pay? A. At the close of the year, or when the clerk is about to leave the office, if it is known he is about leave, his pay is figured up and submitted to the Auditor General, and very frequently deductions are made; whether every single half day in excess of the 24 days is deducted or not I could not say; it depends sometimes upon how much a clerk has been sick during the total time that he was out.

Q. To your knowledge did the employes of that office, during business hours engage in corresponding with various parties, or with any party, in relation to the candidacy of General Stevens during the campaign? A. Well, sir, I don't know of any such correspondence being carried on during business hours in the office.

Q. You would be very apt to know it if it occurred? A. Well, I mean to be through the office in every room several times every day; some days I am so busily engaged at my desk that I don't get through all the rooms.

Q. The help that were employed there last November, about what time, were they notified, can you give us the exact day or about the time, were they notified to quit? A. I can't tell you about what time they were notified that their services would be no longer required. I could tell you when they did quit by reference to the pay roll, and see what time they were paid; and I don't think that I gave the notice myself, I think that it was given by somebody else

Q. By Mr. Davis: Was there any conflicting claim, anybody wanting the same lands, that three entries were claimed to be made out of their regular order? A. Never, that I could discover; but since the fact came out that the applications in question were numbered and placed upon file in advance of Mr. Prudden's application, I spent a good deal of time in looking over Mr. Prudden's application and the subsequent application to see if the lands embraced in Maj. Stevens's application were embraced in any subsequent application or any other application that was numbered and filed subsequently to his, and I could not find that they conflicted with the application of anybody else.

Q. By Mr. Dodge: Was it stated by Gen. Stevens at the time that the Free Press representative interrogated him, that he didn't know but what Mr. Prudden's application was prior to his? Won't you give us that part of the conversation as near as you can remember it? A. I think he did say that he was not aware that his applications were placed on file ahead of Mr. Prudden's or any others that came over the counter, as we call it; he stated that it was not his intention, by virtue of his position, in any way to interfere with the regular established rule of receiving applications.

Q. Did these applications interfere with the regular manner of receiving applications? A. Why, they were entered upon the records and numbered, 2 or 3 numbers, or 2 immediately preceding if I recollect aright, immediately preceding Mr. Prudden's.

Q. That would make them prior then to Mr. Prudden's? A. Yes, sir, *prima facie* so upon the records.

Q. By Mr. Davis: Did they conflict with anybody else as to the same lands? A. No, sir.

Q. There was no conflict about it? A. No, sir; I spent a good deal of time tracing Mr. Prudden's application and those made following Mr. Prudden's clear through that we took that day; it was the day of the rush, as we call it, and I don't find those same descriptions applied for by Major Stevens on any other application applied for that day, and I never heard any complaint that those that he got—I say 'he got,' that were issued on his applications, I never heard any complaint from other parties that those lands had been taken away from them, or that any application had received priority over their application for the same lands. There never has been any wrong done to any individual that I have been able to discover.

Q. By Mr. Dodge: Is it customary for the Auditor General or any of the employés of that office to make application in the manner that the General did? A. Why, there is more or less of it done by every Auditor General that I have served under. I would not like to say positively, but it is no uncommon thing, I do it myself, clerks in the office have done it, and there are men who always write to me when they want anything done in the office, and I sometimes turn their letters into the office files, and they pass out of my hands, and sometimes I take the letter into my own possession and write up the application in behalf of the party and sign my own name to the application, and it goes upon file as received from me.

Q. By Mr. Davis: I suppose sometimes those applications contain matter which would not be proper to leave upon file; personal matters? A. Very often personal matters mixed with official matters.

Q. By Mr. Davis: Have you ever been called on to divide your salary with any heads of departments? A. No, sir.

Q. Have you had any political assessments made upon you? A. No, sir.

Q. Have you ever contributed any portion of your salary to a political campaign? A. I contribute to every political campaign that comes along, just as much as I am a mind to; the only thing I regret is that I am not able to put in more into the campaign fund.

Henry Humphrey, being called as a witness and being duly sworn by the chairman, testified as follows:

Q. What is your business? A. I keep the books in the Auditor's office.

Q. How long have you been employed in that capacity in that office? A. I came into the office in October, 1870, and I believe I took the books in January, 1882.

Q. What is your salary? A. \$1,200 at the present.

Q. While engaged in that office, since you have been in that office, you have each year had your 24 days vacation out of the year; I believe you are entitled to that, are you not? A. Well, sometimes I have received more and sometimes less; I presume that has been the custom in the office.

Q. I suppose that is considered the common custom of the office that a man is entitled to that? A. That has been the custom since I have been there, but there has been years that I haven't begun to be out that much, and there has been years that I have been out some more than that.

Q. You never have been deducted for any particular length of time since you have been in the office; your time never has been deducted when you have been out? A. It has been charged up on the time books; if you ask if I ever had any salary deducted I will answer no.

Q. Do you know of any of the clerks in the Auditor General's office being engaged, any of the extra clerks, being engaged in the campaign and going from the office and spending several days away from there, away from the office and receiving their pay? A. No, sir, I don't.

Q. You don't know of any clerk in the office that ever has? A. I very seldom go around——

Q. (Interrupting.) If you don't know please answer so. A. I have answered that question; no sir.

Q. By Mr. Davis: Have you ever been called upon to divide with your superior? A. I never had such a thing intimated.

Q. Have you ever been called upon to pay political assessments? A. No, sir.

Q. By Mr. Dodge: Have you ever contributed any portion of your salary for campaign purposes? A. Yes, sir.

Q. By Mr. Davis: Have you done it of your own free will and accord? A. Yes, sir.

Q. By Mr. Dodge: Is there any stipulated amount that has been named to the employes of this office as a contribution that would be acceptable by the managers of the campaign? A. I don't know anything about what managers of the campaign may have stated.

Q. Did you ever receive a circular, or any notification, that they would desire you to make a contribution for campaign purposes? A. No, sir.

Q. I suppose a campaign contribution is something they do every election, when it comes around they contribute each election? A. I always have, and I did it before I came into the Auditor's office, and I shall do it after I leave, probably.

George H. Saxton, being called as a witness and being duly sworn by the chairman, testified as follows:

Q. What is your business? A. I am Chief Clerk in the Auditor's office.

Q. How long have you been engaged in that office? A. Nearly 8 years.

Q. What is your salary? A. \$1,200.

Q. Did you take an active part in the campaign of last fall? A. Well, no, I can't say that I did; that is, I was not out of the office taking an active part in it.

Q. You with others published a circular? A. Yes, sir.

Q. Is it customary in the Auditor General's office with you to deduct the pay for whatever time you may be out of that office aside from the vacation? A. Yes, sir.

Q. During the last year can you tell this committee how many days you exceeded the time allotted to you, if any? A. I lacked about 7 days of having my 24 days, about 5 days.

Q. Then you didn't use any time in excess of the time allotted to you? A. No, sir.

Q. Do you know of any of the clerks in that office, the extra clerks, engaging in the campaign last fall? A. Well, what do you mean?

Q. Going away to another part of the State. A. During the campaign?

Q. Yes, sir. A. Yes, sir.

Q. Who were they? A. Well, I don't remember, I can't call them to mind now.

Q. Were there several? A. Of the extra clerks?

Q. Yes, sir. A. No, I don't know that there were, of the extra help.

Q. Was there any of the extra help? A. There might have been one or two.

Q. How long were they absent, do you know? A. Well, I could not say from memory, a day or two perhaps.

Q. Was there any one of them absent for several days, the extra clerks? A. Well, I cannot tell from memory.

Q. Do you know Mr. Baker? A. What Baker?

Q. A clerk in that office? A. Yes, sir.

Q. Is there more than one Baker there? A. There are three of them.

Q. I mean the one that used to be in the sewing machine business? A. Yes, sir.

Q. Was he an extra clerk or regular clerk? A. He was an extra clerk.

Q. Was he away from that office several days during the campaign? A. I think he was.

Q. Was his pay deducted during the time that he was away? A. His time was charged to him when he was away, the same as all clerks are that are absent.

Q. Did he receive pay from the State? I don't know anything about that; I didn't have anything to do with his pay. When a clerk is away his time is charged to him; it don't make any difference whether it is one minute, or half an hour, or a day.

Q. Don't you keep the time? A. Yes, sir.

Q. You could not say as to whether or not their pay was deducted; you have no means of knowing? A. I don't know anything about that; no, sir.

Q. Who would know about that? A. Well, the Auditor General.

Q. What do you know relative to the three applications made by Mr. Stevens? A. Well, I know there were three applications put in that day; I know it the same the rest of them do.

Q. Do you know any reason why they were in out of the regular order?  
A. No, sir.

Q. What were the Auditor General's instructions in regard to that matter?  
A. The instructions were that any applications that should be received should be received over the counter that morning; and there was expressed instructions that there should be no applications put in by the clerks before the doors opened in the morning; I know of one or two that desired to put applications in, and I would not receive them, and they went out into the hall and got somebody else to bring them in for them in their order.

Q. Was General Stevens's application handed in over the counter? A. No, sir.

Q. As a matter of fact wasn't his application made and recorded before any outside applications were made over the counter? A. That I don't know anything about; I didn't know anything about his applications until the Free Press stated that there was some put in.

Q. If there were applications made by General Stevens, and they were recorded, and they did not come from over the counter, it was in violation of the order he had given to the clerks? A. If they were put in there surreptitiously of course; I don't know when they were put there or anything about it. I didn't know anything about, as I say, until the Free Press said that there was four or five applications, or a dozen, received before Mr. Prudden's was; that was the first knowledge I had of it.

Q. By Mr. Davis: Have you any knowledge that anybody else put in the same applications or applied for the same lands that General Stevens's application applied for? A. No, sir, I don't think there was any conflict at all.

Q. By Mr. Dodge: How do you know there was no conflict? A. If there had been it would have come to my knowledge.

Q. In what way? A. In my regular order of business; the applications when they were received were all unnumbered, of course, as you understand.

Q. There was quite a rush by outside parties at that time to get in their applications first? A. Yes, sir.

Q. Do you know whose application was made first that morning. A. Mr. Prudden's was.

Q. Was his made prior to Mr. Stevens's? A. His was the first application received over the counter that morning.

Q. Mr. Prudden's was the first application received over the counter? A. Yes, sir.

Q. Was it the first application made? A. Yes, sir.

Q. Wasn't there three applications by Mr. Stevens prior to Mr. Prudden's that morning? A. As I say, I don't know anything about Mr. Stevens's application.

Q. You say that Mr. Prudden's was the first received over the counter? A. Yes, sir, after 8 o'clock, when the door was opened Mr. Prudden was the first one at the counter to put in his application.

Q. Was there any application made previous to that, as the record may disclose? A. As I say, these four applications show ahead of Mr. Prudden's on the books. That is what I told you before.

Q. Those four were in the name of the Auditor General, or three of them at least that you refer to? A. I think three of them were W. C. Stevens.

W. C. Stevens, re-called for further examination, testified as follows:

Q. By Mr. Davis: We would like to have your version of these three or four entries? (Witness referring to paper) A. I would state, on the Friday before

the first day of October, I told Mr. Saxton—that was after some talk with Mr. Pratt—how I wanted those applications received; knowing or feeling confident that there would be a big rush, I told him to go to the counter before 8 o'clock, before the doors were opened in the first place, and make an arrangement so one row of people could pass from the door to the counter, and then receive and number those applications as they were received, one, two, and so on; and under no circumstances to allow any of the clerks to give in an application; this was on Friday, and I went home that day. I can't remember when or under what circumstances I made those applications; Judge Tuttle was in my office, for whom one of them appears, and the only one that contains more than one description of land I think, the other one is only one; the one for Stevens for Mr. Penoyer, and one W. O. Stevens that I see Mr. Cook made, that was one description, and Judge Tuttle's which concludes the three contains 15 or 18 descriptions of village lots in Alpena. He came to me a couple of weeks before, perhaps it might have been longer than that; he said he wanted to get those lands, and I told the Judge that he could leave his money with me but that his application could not be made until the first of October, and I would not under any circumstances permit it to go in until after the applications had been made over the counter, and if he left it with me would have to run the risk of having somebody else get his lands or else he would have to get somebody himself to appear here; he replied that he was not in any way afraid of anybody getting any of those lands, that he owned them, that they were of little value and he would run the risk, and I told him that he could leave the money and I would make the application, he gave me the descriptions and I made out the application, and left that application with one of these others for Mr. Penoyer with Mr. Cook on Friday, and Mr. Cook—I had forgotten that—informs me that I handed him \$5 and some cents and requested him to make out an application for my father. I went away that day on the train and did not return until the following Tuesday, while this business was all done during my absence and I like the rest had no personal knowledge of the order of these applications, and I can not remember what instructions I gave Mr. Cook, if I gave him any it was that they must go in after the other applications over the counter. I went away upon Friday and when I returned on Tuesday I was told about the big rush and that a man named Prudden had got in his application first, and until a year had expired, or until last October when the Free Press published that article, I was perfectly positive in my own mind that Mr. Prudden made the first application; that his appeared as the first application about the first of October; I never thought anything to the contrary until I saw that article. I went to Miss Latimer, and she said it had entirely passed from her mind, and she said "I would have sworn before I looked at the record that Mr. Prudden's was the first application;" she could not remember how or under what circumstances she made the entry.

Q. There is another of Mr. Charles H. Palmer before Mr. Prudden's? A. I never heard of him until I saw this article, and never have seen him. Those were the circumstances.

Q. I want to ask you who this Cook is? A. Mr. Cook is my secretary. When I learned of this a year afterwards I immediately requested them to look up the matter to ascertain whether any party through Judge Tuttle's application or Mr. Penoyer, whether any of those subsequent parties had applied for any of those lands and had lost them, and they looked over for some days, and



I was informed that there had been no conflict. Mr. Saxton told me at the time that there had been no conflict.

Q. And he would have noticed it if there had been? A. He would have noticed it if there had been, and I told Mr. Pratt about it and he had it researched.

Q. To the best of your knowledge, there was nobody injured by it? A. It was reported that nobody was injured, that nobody had enquired for those lands, as Judge Tuttle got his own lands.

William W. Cook being called as a witness, and being duly sworn by the chairman, testified as follows:

Q. By Mr. Davis: Will you please tell us what you know about those three or four entries?

Mr. Dodge: Perhaps we had better ask him a few preliminary questions first.

Q. What is your business? A. I am a clerk in the Auditor's office, private secretary.

Q. What is your salary? A. \$1.100.

Q. How long have you been there? A. Since the 4th or 5th of January, 1883.

Q. What we want to know is what you know about these entries which appear in the name of General Stevens? A. Are they referred to in this paper?

Q. Yes, sir; 20,377 and 20,378. A. Well, sir, I don't know that I could state anything in regard to the entries.

Q. Can you give any idea how they got on before anybody else's. A. No, sir, I can't.

Q. Were they put in your hands? A. Yes, sir.

Q. What did you do with them; what disposition did you make of them? A. I went out and laid them on the entry clerk's desk.

Q. Without any instructions whatever. A. The instructions were to put those applications in on Monday morning, and I went out and laid them on the entry clerk's desk, because she had positive instructions not to make any entries in her book except those coming over the counters.

Q. You didn't give her any instructions in regard to them? A. No, sir, not at all; I haven't any authority to give any clerk any instructions.

Q. By Mr. Dodge: She must have entered them then without authority? A. I cannot say what she did; that is an impossibility for me to tell what she did and why she did it.

Q. By Mr. Davis: Did you have any conversation with her in regard to the matter. No, sir, not directly.

Q. By Mr. Dodge: They were the first applications made prior to those coming over the counter, were they not, that show on the books? A. No, sir.

Q. That is on the book at this particular time. A. They are the first applications as shown on the books of that morning I think after the mail applications were entered. No, I am mistaken about that, they are the first applications I think that show upon the books for that morning. I am not positive about that; the books themselves will show; that is something out of my jurisdiction, and I haven't any direct knowledge.

Q. As soon as the time for making applications,—as soon as that time arrived, there were a number of parties who rushed in? A. I am so told. I was not there.

Q. Do you know what Mr. Stevens's instructions were in regard to applications? A. His instructions were that those received over the counters should be first entered.

Q. Those instructions were positive? A. Yes, sir.

Q. It was so understood through the office? A. Yes, sir, as far as I know. It was so understood by the chief clerk, the entry clerk, and those interested.

Q. Those who should know it? A. Yes, sir. The entry clerk, the chief clerk, and the clerk at the counter are the parties chiefly interested.

Q. By Mr. Dodge: For some reason or other they were entered previous to the applications coming in over the counter? A. I so understand it.

Q. And in violation of the Auditor General's order? A. Yes, sir, I so understand it.

Q. By Mr. Davis: Have you ever been called upon to pay a political assessment for campaign purposes? A. No sir.

Q. Or divide any portion of your salary with your employer? A. No sir.

Q. Do you know of any such thing being done in your office? A. No sir.

Q. Whereby any body was assessed a certain amount? A. No sir.

Q. About every clerk in the office has of his own volition contributed to campaign purposes? A. I could not state; I presume that is so, but I would not make the statement.

Q. By Mr. Davis: Do I understand you to state you never was called upon to "whack" up? A. I suppose your question referred to since I have been in the office here; I was once asked to "whack" up by the democratic city committee of Adrian.

Q. By Mr. Dodge: What were you doing down there? A. I was engaged at my trade.

Q. What is your trade? A. Printer.

Q. Were you a member of the democratic party at that time? A. No, sir.

Q. They called upon you to "whack" up, did they? A. Well, in the vernacular as you put it, yes sir. I was working in the democratic office.

Q. Did you contribute? A. I did.

Q. Did you ever regret it? A. Yes, sir; unfortunately the party was successful.

Q. By Mr. Davis. Your situation depended upon your "whacking up?" A. I could not say as to that; I was not told by my employer to whack up, but I was told by the committee.

W. C. Stevens, being recalled for further examination, testified as follows:

Question. By Mr. Dodge. This morning when you were upon the stand and testified you said there was a rule prohibiting the use of stationery and postage in your department? A. If I said so I didn't understand your question in regard to stationery.

Q. That is not true with regard to stationery? A. No, sir.

Q. The clerks are permitted to use whatever stationery they please? A. We have no special rule about it; there is no special rule in regard to it.

Q. That is only to postage? Yes, sir.

Q. At page 40 of your report of 1884 I see in the items of costs of suit that W. B. Williams, professional services in the case of the Chicago and Northwestern Railway Co., was allowed \$1,500 and Edward Bacon, professional services, in the case of the Chicago and Northwestern Railway Company \$2,000, expenses incurred in the Chicago and Northwestern Railway Company suit \$115.65, and a second time \$187.87, and tax costs in above cases \$184.75, J. B.

Olayburg, services and expenses in Bewick suit, \$202.24, C. A. Kent, services in Minor case, \$50; by what board are these claims audited? A. They were all allowed by the Board of State Auditors.

Q. Of which you are a member? A. No sir.

Q. You simply audited the claims? A. They are audited by the Board of Auditors, and then sent to our office, and we credited the treasurer. I can show what the vouchers were, and what the accounts were, and how rendered and how allowed.

Q. Please state what services were rendered by W. B. Williams in the Chicago & Northwestern case for which he was allowed \$1,500; that is, were they professional services in the case of the Chicago & Northwestern Railway Company versus the Auditor General in the Ingham circuit and supreme court and expenses and disbursements in the same as per itemized statement hereto attached, \$115.65, and Edward Bacon, professional services in Chicago & Northwestern Railway Company versus the Auditor General? A. Yes, sir, for professional services in the case of the Chicago & Northwestern Railway Company versus Irving Latimer in the Ingham circuit court and court of chancery, and the Supreme Court of Michigan.

Q. Expenses incurred in the case of the Chicago & Northwestern Railway Company, \$138.87. Is that correct? A. Yes sir.

Q. Taxed costs in above case \$184.75? A. Yes sir. Here is the usual form of a tax bill of costs certified to by the Supreme Court, or the deputy clerk. That is the usual form.

Q. The total amount of the attorney's fee then paid by the people of the State of Michigan in that case was \$3,500, wasn't it? A. I think that was the amount, yes, sir.

Q. That claim was allowed by the Board of Auditors, of which you are not a member? A. No sir, I am not a member of it, I have no knowledge of these whatever.

Mr. Davis.—I now move that we adjourn until Monday morning at 10 o'clock.

Motion put by the chairman and carried.

#### IN THE MATTER OF THE INVESTIGATION OF THE STATE BOARD OF HEALTH.

Present: Messrs. Dodge, Davis, Wood, Beecher, and Brant.

Henry B. Baker, being called as a witness and being duly sworn by the chairman, testified as follows:

Q. By Mr. Dodge: What is your business? A. Secretary of the State Board of Health.

Q. How long have you been Secretary of the State Board of Health? A. Since July, 1873; I think it was July, probably the first of August; somewhere along there; I don't remember the exact date.

Q. You were the first secretary of that board that the State has ever had? A. Yes, sir.

Q. You have acted as secretary of that board from the beginning to the present time? A. Yes, sir, I have.

Q. What is your salary at the present time? A. \$2,500 per year.

Q. By virtue of the law establishing a State Board of Health in this State, the secretary's office is an office that holds so long as good behavior lasts, is it not? A. Substantially that; the law is in act 81 of the laws of 1883; the secretary can be removed at any regular meeting.

Q. For cause? A. Yes, sir, for cause.

Q. And unless charges are preferred and cause given he holds the office ?  
A. It is practically during the pleasure of the board and good behavior.

Q. Do you hold your office by virtue of this authority : " The secretary shall hold his office so long as he shall faithfully discharge the duties thereof, but may be removed for just cause at a regular meeting of the board, a majority of the members voting therefor ? " A. That is my understanding of it.

Q. You, by virtue of this law, are a member of this board are you not, Doctor ? A. I am, yes sir.

Q. Originally the sum of \$4,000 per annum, or so much thereof as may be deemed necessary by the State Board of Health, was appropriated for the purpose of running and maintaining that office, was it not ? A. No sir ; that is substantially right with one omission, it pays the expenses of the members of the board.

Q. The sum of \$4,000 per annum, or so much thereof as may be deemed necessary by the State Board of Health, is appropriated to pay the expenses of the secretary, etc., which shall not exceed the sum hereby appropriated ? A. Yes sir, that is right, the other was not quite right.

Q. Now Doctor, has that sum been increased ? A. It has.

Q. To what amount ? A. Six thousand dollars ; well, practically that. By a decision of the Auditor General's office that is the way it stands, the act did not state it in that way, it made an appropriation for certain purposes named in that act of \$2,000.

Q. The limit was \$6,000 ? A. Practically your statement is correct.

Q. Has there been any Legislation since the act you speak of appropriating a larger amount for the use and management of that office ? A. Since this \$2,000 appropriation, no, sir, not to my knowledge. I think I should know it if there was.

Q. How many clerks do you employ in that office ? A. To-day ?

Q. At the present time ? A. There are nine to-day.

Q. What is their salary ? A. Well, the regular clerks get \$1,000 per year—at that rate ; and extra clerks from \$50 per month up to the rate of \$1,000 per year. New clerks begin at \$50 per month.

Q. What was the clerical expense for the year 1883 of your office ? A. I can't tell you, sir ; I haven't it in my mind.

Q. Could you tell by referring to the Auditor General's report ? A. I am not certain that I could ; I should prefer to testify from my own books in preference to the Auditor General's.

Q. Are the clerks in your office entitled to a vacation each year ? A. They think so.

Q. Are they allowed a vacation ? A. Most of them are.

Q. Of how much ? A. About three weeks usually.

Q. Does that same rule apply to the secretary of the office ? A. Well, I should suppose it ought to, yes, sir ; I consider him entitled to it.

How much of your time do you devote to the Secretary of the State Board of Health's office ? A. Well, I devote nearly my entire energies to the office.

Q. Is one-sixth of your time devoted to employment under the general government examining soldiers applying for pensions ? A. No, sir, not one-sixth of it.

Q. Is Wednesday of each week devoted to the examinations ? A. No, sir, not the entire of Wednesday.

Q. How much of that day ? A. From ten o'clock in the morning until

about 12, and from about 2 o'clock in the afternoon until about—well, sometimes for an hour and sometimes till 5 o'clock, or such a matter.

Q. There are four members of that board? A. No, sir, three.

Q. What are the earnings of each man per year upon that board as near as you can estimate it? A. Well, I don't know anything about it.

Q. Well, about what? A. Well, I could not estimate it; the rating has been charged two or three times; I can give you the facts from which we might estimate it, perhaps.

Q. Will it amount to between \$1,500 and \$2,000? A. For each one?

Q. Yes, sir? A. I don't know what it would amount to; it is somewhat uncertain.

Q. Will it amount to \$1,500 each year? A. You are asking me as the future?

Q. No, the past. A. Has it amounted to that?

Q. Yes, sir. A. I don't know, that would depend upon how far you go back.

Q. For the past four or five years? A. No, sir, I think not; I am simply guessing at it. I have not the figures; that is a question I have not figured on. I have been a member of that other board a good many years, and the pay was excessively small until recently, when the law changed it; now the law is changed again, cutting down the pay.

Q. What was the pay last year, as near as you can estimate? A. Well, I don't know anything about it; I haven't figured it, and I haven't thought about it particularly; I don't know; I could not find it out from records in the office of the State Board of Health. From records in the office of the other board I might be able to find it.

Q. Is it somewhere between \$1,000 and \$2,000? A. Well, I don't know; it could be better known at Washington; they probably keep a record of it.

Q. What position do you hold upon that board? A. I am treasurer of it.

Q. What other business do you have aside from the treasurership of that board and secretary of the State Board of Health? I have no other important business that I think of just now.

Q. How long have you been a member of the board of pension examiners? A. I can say approximately, I couldn't tell within 2 or 3 years, but I think about 12 years.

Mr. Davis: I don't see that it has anything to do with what we are investigating; I don't see what it has to do with the State; anything relative to this State's business we want.

Q. How many hours a day do your clerks give to the service in the office, the Secretary of the State Board of Health's office? A. Do you mean by my clerks the clerks in the State Board of Health's office?

Q. Yes sir. A. The same as the other clerks in the other offices, we aim to conform to the other rules.

Q. How many hours do you give of your personal services in the office? A. About the same, and sometimes more.

Q. Is it sometimes less? A. When I am out of the city; I am hardly ever out of the city except on business for the board.

Q. When you are in the city your office hours are from half past seven in the morning, in the Secretary of the State Board of Health's office? A. No, sir.

Q. Eight o'clock? A. No, sir, I don't keep the same hours that the clerks do.

Q. Who is your assistant in that office, if you have got any? A. Why, I can read the names of the clerks, I have a list here.

Q. Do you have an assistant? A. Well, I have clerks in the office; there are nine to-day; each one is my assistant, of course.

Q. How many do you have? A. I have nine to-day; I have answered that question once before.

Mr. Davis: I now move that we adjourn until to-morrow morning.

Motion put by the chairman, and carried.

*Proceedings of April 23, 1885.*

Present, Messrs. Dodge, Beecher, Wood, Davis, and Brant.

Henry B. Baker, being recalled for further examination, testified as follows:

Q. By Mr. Dodge: What was the clerk hire for the fiscal year 1883? A. For the fiscal year 1883—do you want 1882-3 or 1883-4?

Q. What was the clerk hire for the year 1883, the calendar year? A. As figured by my clerk, it is \$6,974.42 for the calendar year 1883.

The Secretary's salary—is that included? A. No, sir.

Q. What was the clerk hire for the calendar year 1884? A. I kept no memorandum in my record of any calendar year; my record is in fiscal years, and I shall have to figure that if it is required.

Q. Give it, the fiscal year of 1883? A. Is that 1882-3?

Q. The fiscal year of 1883 is as it is given from the Auditor General's report? A. I cannot testify from the Auditor General's report, I am not familiar with it; I don't know anything about his report.

Q. Give us the fiscal year 1882-3? A. I am prepared to do that.

Q. Do so please? A. 1882-3, for the fiscal year, it is \$7,271.02, the fiscal year of 1882-3.

Q. Now the fiscal year 1883-4? A. \$6,560.27.

Q. When did the fiscal year end? A. The 30th of September.

Q. What was the traveling expenses of the secretary and clerk for 1884? A. Well, sir, I don't know; I have here every voucher from the organization of the board, or a record of it. It might take some time to figure that.

Q. Give us the total expenses of the office for 1883-4? A. This is kept for the calendar year, these expenses, the same as the appropriations are, I believe.

Q. Give us 1883 first? A. \$5,506.94. Now let me see if I understand the question.

Q. The total expenses of the office for 1883? A. Yes, sir; there is likely to be a misapprehension there, and I think that is where the trouble comes from that I was talking about. The answer I am giving is a statement of the expenses under act No. 81, laws of 1873.

Mr. Dodge.—I want the total expenses of year office for 1883. That can't be given in so many figures.

Mr. Wood.—That includes clerk hire, office expenses and everything?

A. Then I have no way of answering it, there are so many acts of the Legislature that bear upon it, and the books are not kept in our office, that I am unable to answer that question. If that is it I am laboring under a misapprehension in answering it in this way. The question is not asked in such a way that I understand it.

Q. By Mr. Dodge: To make this plain to you can you detail the expenses of the office for the past two years, and give us the amount of the entire expenses of that office, by taking time to go to your office and post yourself? A. I have just answered that question. I understand by your question —

Q. [Interrupting.] Please answer my question? [Last question read by the stenographer.] A. I have answered that question as far as the books kept in my office are concerned. But I have gone outside of that.

Q. Could you do that by going to your office? A. Both answers will be correct, yes and no, I can give it as far as those expenses that come under the care of our board and are audited by our board are concerned.

Q. Are there other expenses in connection with the operation of that office that you do not keep an account of? A. That is it sir, that is what I intended to say in my first answer.

Q. The original act provided that you should keep the vital statistics, do you at the present time keep the vital statistics? A. Not the statistics of births, marriages, and deaths collected by the Secretary of State.

Q. That part is done now in the Secretary of State's office? A. Yes sir.

Q. By what authority is the work of your office done outside of the office, the clerk hire and the like? A. I am not aware that the work is done outside of the office.

Q. None outside? A. Not such work is done outside of the office as a rule; I don't think that any work is done outside of the office.

Q. The clerk hire exceeds the amount of the appropriation of \$4,000 and \$2,000 provided by law, does it not? A. I shall have to refer to the figures. Let me ask: Is the amount paid for clerks in excess of the amount appropriated under act No. 81, laws of 1873, is that your question?

Q. Yes sir. A. Act 81, laws of 1853, appropriates \$4,000, the salaries of clerks for the calendar year was \$6,974.42, which is in excess of the amount appropriated for another purpose by act 81, laws of 1873.

Q. You understand that that \$4,000.00 was not to be applied on clerk hire, or anything like that? A. Yes, sir; it certainly was not applied for clerk hire. There were no clerks at that time, and none provided for.

Q. From what fund does their pay come, and the other expenses in excess of the \$6,000.00? A. I may not be able to state the technical name that they have in the office, I think it is the general fund.

Q. Is it possible for you to take time and give this committee to understand what the entire expenses of your office have been within the past two years, that includes clerk hire and every other expense that may have been incurred? A. Does it include the expenses of the State Board of Health?

Q. Everything. A. I think I could ascertain from the office of the Auditor General, if they would permit me, or give me the figures; I could not do it from their books, but from the books of the clerk of the Board of State Auditors, and from the books in my office, all expenses growing out of the work of the State Board of Health, as far as the State is concerned; it might take some time, however.

Q. How much of your time do you give to the pension business? A. The same as stated in my testimony just read this morning.

Q. Does that cover all of your time? A. No, sir; it does not. It covers a very small fraction of my time, of course.

Q. What are your office hours here in the Capitol building? A. They are not very rigidly fixed, but are about as follows: From about 9 in the morning until about half-past 12, from about 2 until about half-past 5 or 6 regularly, sometimes in the evening and sometimes at other hours.

Q. Is it true, Doctor, that frequently you do not come to the office until half past nine or ten o'clock? A. It is not true, no, sir.

Q. Does it ever happen? A. Yes, sir, it might happen that I would not get there at all, of course.

Q. Who takes the supervisory control of the office in your absence? A. That depends; I might say, the work is systematized so that each one has control of the different parts of the work. One clerk would take charge of the correspondence, another of the compiling of the weekly reports of sickness, and another to the sending out of documents that are being distributed every day. The work is laid out in advance.

Q. What is done with the reports or books of your office? Are they all distributed throughout the State? A. They are distributed throughout the State, if that is your question, usually by mail recently.

Q. Have you disposed of a large quantity, several thousand, by selling them for old paper? A. No, sir.

Q. What disposition do you make of the excess, if there is any? A. There are not enough copies of the Reports published to furnish one copy to each member of the local boards of health in the State.

Q. Are there at the present time 8,000 books from your office that are stored away, that are not to be distributed? A. I don't understand the question. The reports are published and distributed, all of them, as I understand it; that is what they are for.

[Last question read by the stenographer.] A. I understand that all the books are to be distributed, that is what they are printed for.

Q. Are there at the present time 8,000 back numbers down below in the basement? A. Copies of the report?

Q. No; books from that office that are not to be distributed? A. I have just said that I don't understand the reports are printed not to be distributed, but they are printed to be distributed. As to the number of reports on hand I could not tell without looking over. We aim to save back numbers of the reports. There are a number on hand at the present time, but I am not able to state without looking it up. We have copies of every report that the board has published. They published one every year since 1873. The number I am not able to state, except that one or two years they are nearly out of print. Many of the reports are printed for the Legislature, and for the Secretary of State. There is no claim that they are for our office, and I understand that what you have ordered me to bring in here would include a great deal of that material.

Q. That is what we want brought in here? A. Each member of the Legislature is entitled to one, notwithstanding our members of the Board of Health can not get them; under the law there is not enough printed; they are printed for the use of the Legislature, and for the office of the Secretary of State.

Q. The substance contained in these books relates to your office, does it not? A. Yes, sir.

Q. They are out of your control? A. Yes, sir; they are out of my control.

Q. You compile them do you not? A. Yes, sir.

Q. Does your office audit that account for those books? A. No, sir.

Q. Does your office audit for any other accounts in that office? A. Yes, sir; all the expenses incurred under the act establishing the board, and under the acts that relate to that office are accounted for in this book, every voucher since the organization of the board are in that book, and the footing of the last quarter every time gives the total expense for the quarter, and for the



year ever since the board is organized; every identical voucher we have control of.

Q. Can you take time, and will you give us a detailed statement of the expenses incurred from that office or by that office? A. It is right here.

Q. That includes the reports and everything emanating from that office, can you do it and will you? A. I don't know whether I could or not; I haven't power to send for those officers; I have said I would try to do it, and now that I think of it, I think it would be extremely difficult.

Q. Then there are a great many other expenses emanating from that office that you are unable to give a detailed statement of? A. No, sir; there are not very many of them; there are a few of them.

Mr. Davis: We object to this kind of talk—it is not right.

Q. Who do you think would be able to state the other expenses in connection with that office? A. Mr. Wilson, the Secretary of the Board of Auditors, the clerk of the Board would be able to state the expenses of printing the annual report.

Q. Who would be able to give the other expenses? A. The Deputy Auditor General, H. R. Pratt, would be able to state definitely the expenses for clerks, and those are the only two items of any considerable amount that I think of in connection with the work of the Board.

Q. Can you give a detailed statement of the expenses coming within the \$6,000.00 appropriation? A. I can.

Q. Please do so? the items, and the amount of each one for the past two years? A. Well, I will give it for 1883; you want 1883 and 1884?

Q. Yes, sir. A. The first one here that I strike is 50 cents to John K. Allen.

Q. I don't mean that, I mean the total amount of the traveling expenses incurred, and the total amount of the stationery, and the total amount of the expenditures? A. Those are classified in the expenses to members attending meetings, etc. The total amount for 1883, the total expenses audited by the State Board of Health was \$5,506.94; of which \$42.50 was for chemical analysis; \$1.10 for engraving and drawing, etc.; \$397.51 expenses for members of the board attending meetings; \$137.82 other official expenses of members; \$798.96 for instruments and books; \$498.78, paper, stationery, etc.; \$654.16, postage in the office; \$9.35, postage used by members; \$726.02, printing and binding; \$2,000, salary of secretary; \$25, special investigations; \$215.74, miscellaneous, including express, telephone, and telegraph, etc., items too numerous to mention.

Q. Now give us the expenses for 1884? A. The total expenses audited by the State Board of Health was \$5,999.81—including \$25 for chemical analysis; \$184, engraving and drawing, etc.; \$184.54, expenses of members of the board attending meeting; \$472.09, other official expenses of members; \$394.55, instruments and books; \$342.85, paper, stationery, etc.; \$1,100, postage in the office; \$1, postage by members of the board; \$796.45, printing and binding; \$2,041.66, salary of the secretary; \$189.35, special investigation; \$268.32, miscellaneous, including as before.

Q. By Mr. Beecher: You have nothing there that pertains to these other offices? A. No, sir, unless they keep some such memorandum as I do of their work. This that I read first is not really on any books that we are supposed to keep; it is kept in order to keep run of all the expenses we involve as far as we can. This clerk hire, I have given it once.

Q. By Mr. Dodge: Now then, the traveling expenses of the secretary and

clerk were in what direction ; what was the purpose of it? A. You mean during any particular year, or what is it generally?

Q. For 1883? A. I think the traveling expenses in 1883 were mainly incurred in attending the sanitary conventions that were held in the State, and in attending meetings of associations, such as the American Medical Association, and the American Public Health Association.

Q. Which was last held where? A. The last meeting of the American Medical Association was held in Washington, I think in 1883. The meeting of the American Public Health Association was held in Detroit.

Q. Where is the next one to be held? A. The American Medical Association in New Orleans and the American Public Health Association in Washington. There is another sanitary association, it is a league of the boards of the Mississippi valley ; the last meeting was held in New Orleans.

Q. Do you say that out of the appropriation of \$6,000 your own salary comes? A. Yes, sir.

Q. But not the salaries of any of the clerks? A. Not the salaries of any of the clerks at the present time ; it was not so formerly ; before 1874 it was so.

Q. Was there any act passed which authorized the salaries of clerks to be paid out of any other fund other than the appropriation for the State Board of health? A. Yes, sir, there was.

Q. What was that act? A. I don't think I could tell the number ; it is the same act that provides for paying the clerks in all other offices ; it is the same authority there is in every State office in the Capitol, and it is the same act ; I think it is a different number every session of the Legislature, perhaps not necessarily every session, but it is one subject of amendment nearly every session.

Q. Is there any appropriation at all made for any of the rest of the departments that this power is given to to employ clerks and pay them out of the general fund ; isn't the State Board of Health the only one a special appropriation is made for which is authorized to employ clerks and pay them out of the general fund? A. I am not able to answer that question.

Q. Under the provisions of the law you are named as the secretary of that board, are you not? A. The law to which you have just referred?

Q. The law organizing a State Board of Health? A. Yes sir.

Q. As a matter of fact, under the provisions of that law, you are really the executor officer, treasurer and secretary? A. No sir.

Q. You are the chairman of the board and the secretary? A. No sir, I am secretary or executor officer, as we have it at present.

Q. His duties are simply ornamental? A. No sir, his duties are quite specific, and his signature in order to get money out of the State treasury.

Q. Was Mr. John K. Allen formerly a clerk in your office. A. He was.

Q. Was it a part of his duties to send out circulars from that office? A. Not usually, no sir.

Q. Did he do it occasionally? A. Well, I presume he did occasionally.

Q. Was he a regular practicing physician? A. He was not.

Q. Had he ever been admitted to the profession. A. He had not.

Q. Did he invariably use on the envelopes he sent out the title of M. D.? A. No sir, he didn't.

Q. That never occurred to your knowledge? A. It never occurred to my knowledge, if I understand the question ; but there is a fine point there.

Q. State what the fine point is? A. The secretary of the board of health of

Baltimore, who is himself not a physician, a friend of Mr. Allen's, had envelopes printed "John K. Allen, M. D.," and he was in the habit for a time, until Mr. Allen succeeded in stopping it, of sending the reports of the Baltimore board of health to Mr. Allen in my office, addressed in that manner.

Q. But Mr. Allen himself never had printed on the envelopes which were sent out of that office the title of M. D. attached to his name? A. That is the idea that I intended to convey.

Q. The clerk hire in your office for the year 1883, that is the fiscal year 1882-3, I suppose, is \$7,271.02? A. The fiscal year 1882-3?

Q. Yes sir, I suppose that is the year? A. Yes sir.

Q. The Secretary's salary as appears here for that year, the Secretary's salary, etc., is \$5,423.43. What is that "etc."? A. Well, I can not tell you. I judge it is the whole expense of the board.

Q. Have you any knowledge of the cost of printing the annual report of that year? A. Only in a general way.

Q. You have no record of it there? A. No sir, that is in the Board of Auditors. That would not be kept in with the secretary's salary; that is another item.

Q. Was that the Secretary's salary? A. I suppose it is the whole expense of our board; I don't know.

Q. The preparing of one paper, \$50; what was that, do you know? A. When?

Q. In 1883. A. I have no recollection of it.

Q. Fifty dollars for preparing one paper? A. By whom?

Q. From your office; preparing one paper by a physician within this city? A. I have no recollection of \$50 being paid in this city for preparing a paper; I can state that positively by looking it up. I don't find any payment to any physician for any paper during that year, for \$50.

Q. Do you for 1884? A. No, sir, I don't find any such payment in 1884. But my recollection is that nothing of that kind has ever been done since the organization of the board.

Q. Is there an item there in 1883, or 1884, charged up under the head of incidentals, \$98.50. A. No, sir.

Q. What is the business, in a general way, of the clerks in the office? A. One clerk attends largely to the correspondence; one clerk attends mainly to the sending out of documents issued by the board, the distribution of them by mail throughout the State, and more particularly to places where contagious diseases are reported; one clerk attends more especially to compiling the data relative to meteorological conditions within the State each year. Those are the leading ones.

Q. Go on with the others please. A. Well, I don't think of any others. Yes, sir, there is one clerk who attends more particularly to the reading of proof. We are printing something all the time. That clerk, however, has been changed recently, owing to the death of a man who did do that somewhat.

Q. By Mr. Brant: Does that take all his time? A. No, sir.

Q. What portion of his time does it take? A. Oh, the reading of the proof would take some days an hour or two, and some time none at all, and some days it might take all day.

Q. It would only take a very small fraction of his time ordinarily? A. Ordinarily the proof reading on all that we are printing, the circulars, the

annual report, and the blanks that we send out would take quite a considerable time.

Q. By Mr. Davis: Couldn't you dispense with some of your clerk hire and get along with your business just as well? A. No, sir. If I could I would, of course. On the organization of the board no clerks were provided, and I did all the work, and ever since that time I have made an effort to keep down the clerical force of the office to the lowest possible limit with the idea of some such investigation as this. The Legislature has usually inquired into it, and for one thing and another I have made a special effort to keep down the force of the office, because of the idea that all such offices tend to grow, and the result has been that the work has accumulated, and certain lines of the work of the board has sometimes not been completed as soon as it ought to be.

Q. You are under the direction of the Board of Health? A. Yes, sir, entirely.

Q. Whatever the directors order you to do, you do? A. Yes, sir.

Q. By Mr. Dodge: You have named the business of a part of the clerks, give the business of the balance of the clerks in the office, each one? A. Well, their business is to do what I tell them to from time to time, the work that is laid out. If I go down there now, and I understand that I am required to collect the evidence from these other officers that you have asked for, it will take at least the work of two clerks to leave the office to go to these other officers and find the information for the benefit of this committee.

Q. You lay out the work for your clerks every morning? A. No, sir, I don't generally lay it out in the morning, I generally lay it out a day beforehand, if possible; I am there after the clerks go away, and anything that is brought up in figuring up the work, if I find anything that needs attention the next morning I write my orders on a slip of paper and leave it on the desk of the clerk, and they must attend to it the first thing in the morning.

Q. Each Wednesday, when you are absent from the office, who has charge while you are upon the pension board? A. The clerk who has charge of the correspondence would answer most of the questions, perhaps. Members go in there, and they sometimes ask the first man they come to, and he is instructed to attend to their wants.

Q. Who keeps the time of the clerks? A. I keep the time of the clerks as far as it is kept.

Q. How much of the time during the year are you required to be absent from the office to investigate matters relating to the office, or attending meetings of boards relating to the office; give it as near as you can estimate it? A. Well, usually, two or three sanitary conventions. They take me two trips each, one trip to arrange for the meeting, and another trip to remain during the session of the convention at each place; and then there are others, but usually one or two at least of these national associations that the board think it of importance to cooperate with.

Q. How long does it take you usually when you go to Washington or New Orleans, or some foreign city, to attend the conventions or meetings? A. Well, I should think at Washington it would take about a week; in Detroit I think it only took about four days. When they met in Indianapolis, about that time; in St. Louis it would take six days. I am only getting at it approximately; but these sanitary conventions take about three days or a little more.

Q. How long were you absent in Washington this last year? A. I should think about a week that I was absent from home.

Q. Are there other places that you attend aside from the boards you have named? A. I have named the conventions and the meetings abroad; no, sir; I don't think of any others.

Q. How long did you keep the books for the Reform School? I never kept any books for the Reform School.

Q. For the college? A. No, sir.

Q. Nor any other State institution except the State Board of Health. A. Nor for any other State institution except for the State Board of Health.

Q. By Mr. Brant: Are the clerical force employed in your office required to be more skilled than they are in the other State departments, in your judgment? A. I think they are in very many kinds of work.

Q. All of them? A. No, sir.

Q. What rate of compensation are they paid? A. The same as in the other offices.

Q. The law enables you to establish as the maximum rate which you shall pay them at \$1,000 a year? A. Yes, sir.

Q. They are all paid \$1,000 a year? A. No, sir; all the new clerks enter the office at the rate of \$50 per month, and are increased according to their progressiveness.

Q. Was that the case in 1883? A. Yes, sir; it was.

Q. I find, by reference to the report of the Auditor General, that the clerks in your office in 1883, were paid at the rate of \$1,000 a year, with the exception of the month of October, in which one was paid \$60, and the month of June, in which one was paid \$57.69, and one paid \$70 in the month of October, and in all the other months in the year they were paid at the rate of \$1,000, according to this report; this report is probably correct, is it not? A. I presume so; yes, sir; which would imply that there were only two new clerks during that year.

Q. The total expense for that year, for clerk hire, was \$7,271.02? A. Yes, sir; that is, the fiscal year.

Q. The expenses for the secretary's salary, and the expenses of the board for the same year was \$5,423.43, the fiscal year of 1882-3? A. That is undoubtedly correct; we didn't keep ours in that year.

Q. The expense of printing the annual report for the same year was \$2,944.44, making the total of expense fairly chargeable to the board in that year, \$15,638.89, as shown by this report of the Auditor General? A. Wouldn't that report release me from any necessity of going through that laborious amount of figures that you ask me to?

Q. Yes, sir. These items of expense I have enumerated, in your judgment, are incurred by the Board of Health? A. No, sir, they are incurred by an act of the Legislature.

Q. Through the Board of Health? A. No, the printing of the report is not.

Q. But the report would not be printed if the board did not exist? A. They are printed for the use of the Legislature, and for the use of persons who receive joint documents, and the most of them otherwise go to the Secretary of State; a small proportion of them are disposed of by our board.

Q. They are expenses incidental to the maintenance of the State Board of Health? A. Yes sir, I think there is no doubt about that.

Q. H. M. Holmes, being called as a witness, and being duly sworn, testified as follows:

Q. By Mr. Dodge: You are a clerk in the State Board of Health? A. Yes, sir.

Q. What is your business there? A. I assist in the correspondence, and look after the journals and exchanges as they come in and after the books in the library generally, and do such other work as is put upon me.

Q. Is your business there one that requires professional skill? A. I can't say that it is ; no sir.

Q. What is your salary? A. At the present time I get the maximum, \$1,000.

Q. Are you there pretty much every day in the week except the time allowed for your vacation? A. Yes sir.

Q. You have heard Dr. Baker's testimony ; what time does Dr. Baker usually come to the office in the morning? A. Usually about 9 o'clock.

Q. Is it frequently as late as 10 o'clock? A. I could not say that it is frequently so.

Q. Occasionally so? A. Occasionally, yes, sir.

Q. What time does Dr. Baker usually quit the office at night? A. At night he is usually there after the clerks leave, that is after 5 o'clock standard time. How much longer he stays I could not say. I have frequently seen him there at six and half-past six, and sometimes seven.

Q. Do any of the clerks of that office have anything to do with preparing or looking after the papers in connection with the pension office? A. No, sir, not that I know of.

Dr. Rush Shank, being called as a witness, and being duly sworn, testified as follows :

Q. By Mr. Davis: Will you tell us what you know about this office? A. Yes, sir.

Q. That is what we want to know? A. I don't know anything about it.

Q. I may have been mistaken, but Mr. Dodge said that Dr. Shank would give a good many sharp points in regard to the running of this office.

Mr. Dodge: I object to that statement, for the reason that my friend is mistaken about my saying that about this Dr. Shank or any other Dr. Shank.

Mr. Davis: Didn't you say that my old friend Dr. Shank would give me some points?

The witness: I don't mean to say that I don't know that there is no institution of that kind.

Q. Do you know of any papers being written by doctors outside for the benefit of this board of health, and receiving \$50 for it? A. I don't know anything about it.

Q. Do you know the rumor? A. I never heard that before in my life.

Q. In your judgment is the office run economically? A. I haven't any idea about it. I don't know anything about that part of it, and I would not express any opinion about it.

Q. By Mr. Dodge: Are you a member of the pension board here? A. The examiners of pensions?

Q. Yes, sir. A. Yes, sir.

Q. Is Dr. Baker a member? A. Yes, sir.

Q. Is Dr. Bartholemew a member? A. Yes, sir.

Q. They constitute the board? A. Yes, sir, with myself.

Q. What is your office upon that board, if any? A. I am the President of the board.

Q. What is the salary of each member upon that board? A. There is no salary.

Q. What does the pay amount to annually of each member upon that board?

A. I could not give it ; it has never been figured up, that I know of, in figures.

Q. Would it amount to from \$1,500 to \$2,000 for the last year? A. Well, sir, it would be a guess; I hate to swear to it, I would hate to make an affidavit or statement under oath about it.

Q. As near as you can get at it? A. Well, I should think it might be in that neighborhood, sir, but I have made no figures upon it, at all.

Q. You are paid by the piece, or so much for each applicant? A. The government pays so much money, a stipulated sum, to each member of the board, for each man that is examined.

Q. By Mr. Davis: What amount of time does that board use up, generally, a month? A. We use every Wednesday.

Q. What amount of time each Wednesday? A. Well, sir, I don't know.

Q. The average time? A. It takes the day, pretty much. We get there about ten o'clock in the morning, and usually are busy until night.

Q. The full board, it takes the full board? A. To do business?

Q. Yes, sir. A. No, sir; two of the board, a majority of the board can act.

Q. By Mr. Dodge: When the members are in the city, they sit upon that board, do they not? A. If they are well I think they do.

Mr. Davis: I move that we adjourn for dinner.

Motion put by the chairman and carried.

#### *Afternoon's Proceedings.*

Present: Messrs. Dodge, Wood, Beecher, Davis, and Brant.

Erwin F. Smith, being called as a witness, and being duly sworn testified as follows:

Q. By Mr. Dodge: How long have you been employed in the State Board of Health office? A. It will be three years the last of May.

Q. What is your salary? A. \$83.33 per month.

Q. One thousand dollars per year? A. Yes, sir.

Q. What has been your business since you have been in the office? Well, at first I had something to learn in the office; I did all sorts of work at first, and then I took meteorological observations, weather observations, for a year or such a matter, and for the last fifteen months, or the last eighteen months, I have been correspondence clerk.

Q. What does that duty consist of? A. I work in the room with the Secretary and write the letters of the office—a part of them.

Q. Your time there is the usual office hours for clerks generally in the State's employ, is it not? A. I work at least seven and one-half hours every day, and usually more than that.

Q. You have been there for the last 15 months except the time taken out for your vacation pretty regularly, have you not? A. Yes, sir.

Q. Does your business there require a person particularly skilled in the duties? A. It is work that could not be done by a raw hand; one needs to know the work of the office in order to do it. I should say it could not be taken up by anybody and done; it requires a knowledge of a good many things pertaining to scientific matters and public health laws that cannot be acquired in a minute.

Q. By Mr. Davis: You said you were assistant correspondent? A. No, sir, I said I was corresponding clerk.

Q. Do you write the letters? A. Yes, sir.

Q. What is the nature of those letters; what business do they relate to, the business of the office? A. Yes, sir; contagious diseases and matters of that sort—the general correspondence of the office.

Charles W. Church, being called as a witness and being duly sworn, testified as follows:

Q. By Mr. Dodge: What is your business? A. Well, sir, I suppose I would call it mailing clerk as much as anything—distributing clerk.

Q. What is your salary? A. A thousand dollars a year.

Q. How long have you been engaged in that office? A. I have been engaged in that office nearly most of the time since the board was organized; not all the time, there was a year or a year and a half that I think I was out some.

Q. For the past few years you have been there pretty regularly, except the time allowed for your vacation, have you not? A. I have been there all the time.

Q. Except that time? A. Yes, sir.

Q. What has been the nature of the business of mailing clerk; sending out the documents? A. It is to mail and send out documents that are published in the office, and keep a record of the same, to all parties desiring them and to those that are entitled to such documents, keeping the books and such like.

Q. Is it a business that requires any skill? A. A raw hand, a man that don't understand it, could not do it.

Q. It takes a little experience; to become acquainted with the business? A. Yes, sir; it would take a long time to learn it.

Q. Who has charge of the office in the absence of Dr. Baker, if anybody? A. While he is away it is intended that each one has his work to do, and then the corresponding clerk, which would be Mr. Smith now, would take charge of the mail as it come in.

Q. But he has no regularly designated assistant there to take his place? A. No, sir; each one has his work to do, and he expects he will attend to it.

Q. What time does Dr. Baker usually come to the office in the morning? A. Well, it is usually from half past eight to 9 o'clock.

Q. Never later than 9? A. Oh, once in a while he has come in later than 9; I could not say exactly, because he don't come into my room.

Q. You didn't hear Dr. Baker's testimony? A. No, sir.

Q. Isn't it a matter of fact that his regular hour for coming there is 9 o'clock? A. About 9 o'clock, I think, generally.

Q. What time does he go to dinner, usually? A. Well, I could not say; he is always there when he is in the office. When I go out to my dinner he is generally in the office.

Q. What time does he usually come after dinner? A. He is there very soon after half-past one, the regular office hour.

Q. What time does he usually quit at night? A. Well, he is there when I leave at five o'clock, standard time, almost invariably; because I have a good deal of mailing matter, and going into the room; and I have been in there, and I have seen him there at work at seven and eight o'clock at night, when I have been there looking after matters.

Q. Do you know whether he has been working on matters pertaining to that office? A. Not positively; I do sometimes, because I have helped him.

Q. You are aware of the fact that he is a member of the pension board? A. Yes, sir.

Q. He is secretary of that board? A. I don't know whether he is secretary, or not; he is a member of the examining board; I could not say about that.

Q. He usually devotes Wednesday of each week to that business does he not? A. Most of the day; not all day.

Q. What part of the day doesn't he devote to it? A. He generally goes



down, as an average rule, I think, as far as I have noticed, about 10 o'clock in the morning and stays until noon; he would come into the office at noon and attend to mail matters and go out again in the afternoon; and sometimes he would come back at 3 or 4 o'clock, and sometimes he would be there until quitting time.

Q. Is it true that parties have come there between 9 and 10 o'clock to see the doctor, and have not found him in the office? A. That I could not say. His room is separate from mine.

Q. By Mr. Davis: What is the extent of this mailing of documents business; how many do you mail a day, or year, or month? A. Well, I should have to make an estimate. I mailed last quarter alone to health officers and those demanding circulars and documents about contagious diseases, circulars published upon that matter, to them alone, over 10,000 during the quarter, which would not be hardly one-sixteenth of what I mailed. A great deal of the time I have other business to attend to.

Harris B. Turner being called as a witness, and being duly sworn testified as follows:

Q. By Mr. Dodge: You are an employé in the office of the State Board of Health? A. Yes, sir.

Q. How long have you been there? A. It is five years last September, I think.

Q. What is your salary? A. A thousand dollars a year.

Q. What is your business in the office, and what has it been? A. Well, I have the meteorological department of the annual report, working up the business.

Q. I suppose that requires a man of experience in the business in order to be able to do it successfully? A. Yes, sir, he would have to work into it.

Q. Are you in the same office with the doctor during office hours? A. No, sir.

Q. By Mr. Davis: Does this business that you are in take your entire time? A. Yes, sir.

Q. You keep a set of records as well as make observations? A. We have observers from different parts of the State that send in monthly reports.

Q. Don't you make observations here? A. I used to take them, but have not lately.

Q. But you record them? A. I record them; yes sir, they are furnished weekly at the Republican office here, and also at Washington for each month.

Q. Have you known the secretary to be absent any length of time from the office without reasonable excuse? A. No, sir, I have not.

Q. He is usually there every day except on Wednesdays, when he goes to the pension board? A. Yes, sir.

Q. He is there at a reasonable hour in the morning? A. Yes, sir.

Q. And don't leave until all the clerks leave? A. I have never known him to leave until the clerks left.

Q. Did you ever know of his remaining there and doing work afterwards? A. Yes, sir.

Q. Work belonging to the office? A. Well, I supposed it was.

Q. You have no reason to believe that it was not. A. I have no reason to believe that it was anything else.

Q. By Mr. Dodge: It might have been other business a great many times for aught you know? A. Yes, sir.

Q. What time does he go to the office mornings? A. Well, I could not tell for a certainty, but I should think about eight o'clock or half past eight; 8 or 9 o'clock.

Q. Isn't it true that it is 9 o'clock regularly, and sometimes later? A. I should not think it was regularly; I have known him to be there before.

Q. Are you in a position where you would see him when he first came in? A. No, sir, not always; he don't go through our room.

Q. Isn't it true that he goes away sometimes for several days at a time, and sometime a week at a time attending medical boards? A. Yes, sir.

Q. Who has charge of the office then in his place; anybody in particular? A. I think not; everyone has their own work to do.

Erwin P. Smith, being re-called for further examination, testified as follows:

Q. By Mr. Davis: I wish you would make a statement of your daily business, and what it amounts to in your estimation?

Mr. Dodge: I object to this witness giving his opinion of what his work amounts to.

The witness: It is a matter which can best be judged by those who know the test of sanitary science, as to whether it saves life or not. A large part of the work is relative to the restriction of contagious diseases. Two years ago in this State there were 100 outbreaks of small-pox, and forty of them were stamped out with the first case, largely through the efforts of our board.

Q. How do you know they were? A. Well, we have the testimony of the medical gentlemen in the localities. We are in correspondence with health officers in a thousand or more places in the State, and we know they were stamped out, and we know that heretofore such outbreaks were not stamped out. A single outbreak of small-pox cost the village of Portland months of trade. Portland was almost like a graveyard for weeks and weeks, simply because the disease was not restricted. Whenever small-pox gets started in a community it goes; it spreads unless the most active measures are taken on the part of the Boards of Health to prevent it. When this board was perfected in 1873 there was scarcely a Board of Health in the State of Michigan, and to-day there are in the neighborhood of 1,400 Boards of Health in the State. They are in this State to-day actively engaged in blotting out these contagious diseases, and simply because the State Board of Health have prodded them up to their duties, they do stamp out contagious diseases.

Q. What does this board do to help stamp them out? A. Whenever a case of a contagious disease is reported in any community in Michigan, within 24 hours, and even sooner than that, a letter or telegram is on the way to the local board of health urging them to use all the pains in the world to restrict the disease. We send printed directions to the health office, to the local board, exactly what to do to stamp out the disease, and if they follow out the directions the disease is stamped out and a life is saved. Every life that is saved is worth at least one thousand dollars to the State; that is Dr. Farr's figures. He estimated that the life of every citizen, every common workman, after they were twenty-five years old was worth at least \$1,200 to the community, estimating it on the basis of wages what he would earn, and deducting his cost of living. And if the State Board of Health should only save 100 lives in the State of Michigan a year, it is worth all it costs, and there is no kind of question, as we can show anybody that comes into the office and looks over the facts, but that the State Board of Health saves a great many more than 100 lives a year in the State of Michigan.

Q. By Mr. Beecher: What is your method of procedure relative to scarlet fever and diphtheria? A. Do you mean for restricting the spread?

Q. Yes, sir. A. We direct that the person who is sick shall be put, if possible, into a clean, well-ventilated upper room, and kept separate as much as possible from the rest of the family; that all children be kept out of the room, and all other persons except the nurse and doctor where it is possible, and that there shall be an entire restriction on free going and coming, to carry the germs into the other families; where that is carried out as we direct strictly, the disease is stopped; if it is not carried out and neighbors come and go, they carry the disease, and it spreads the disease, and then it is simply a failure to carry out what we direct.

Q. Do you give any directions about disinfecting? A. Yes, sir; very specific directions; and we know that where they have been carried out persons have lived in the rooms without contracting the disease, and we can point to case upon case where the directions have been neglected, and where children have contracted the disease by simply going back into the room without disinfection; and as a matter of fact the directions of our State Board of Health are carried out more and more every year by the local boards of health. We are in receipt every month where they state wherein they have profited by the directions we send them.

Q. Are documents sent by this board to local boards, are they sent to the towns where the diseases are? A. Yes, sir, our aim is this: People read when there is danger, and where there is no danger they are indifferent, as a rule. If scarlet fever should break out in your neighbors' family you would have more interest in it than if it broke out in Kalamazoo, and we aim to give the health officer and we ask him to distribute them. We give him these documents in such communities where the disease is.

Q. Do these documents treat upon the causes of any of these diseases? A. Not to any great extent; because sanitary science does not yet know, except in a few cases, the actual causes; we know for three or four diseases what causes them—for instance, consumption. We don't know exactly what causes some of these diseases; we know how they are propagated; they are propagated by contact.

Mr. Dodge: I want to ask that all this testimony be stricken out, because of the fact the opinion of this witness is not a part of the evidence that this committee seeks to ascertain.

Q. By Mr. Davis: In regard to typhoid fever, don't you send out your circulars, informing the parties that there must be some local cause, in their own house for instance, and they want to hunt it up? A. I don't wish to be understood that we don't know very nearly how typhoid fever spreads; we think it is caused by a specific germ, but we don't know that point positively.

Q. By Mr. Dodge: Did you ever know, of your own knowledge, where the State Board of Health of the State of Michigan ever saved one individual life? A. I am not in practice as a physician or health officer. I know there are hundreds of letters, the testimony of the best physicians in the State, in our office; I know from that.

Q. You know from that that this State Board of Health has saved life? A. When I have the testimony, week after week, from hundreds of competent men, I have reason to believe it. I don't know of my own knowledge.

Q. Did you ever know of your own personal knowledge? A. That is not a question that could be answered by yes or no. I will answer it by saying that I

am not a health officer, I am not in those communities, my work is in the office. How should I know from personal knowledge, what happens in Kalamazoo or Detroit?

Q. Then you don't know? A. Don't we know anything but what we see?

Q. That's the question I am asking you. Don't you suppose that the local boards of health of the different cities and villages would be just as competent to take care of their respective localities as any one on the outside would be? A. I have no reason to believe that one in twenty would do anything about the matter, if it was not for the punching up of this office.

Q. You believe this to be an invaluable office? A. I believe it is worth more to the State of Michigan than any office that I could name; I think it has more to do with life and property.

Q. You get your bread and butter from this office? A. Well, Mr. Dodge, that is a pretty mean question to ask; I was as much interested in this board before I came into this office as I was afterwards.

Q. You depend upon your salary in this office for a living? A. I do for a few months; I expect to leave it soon.

Q. By Mr. Davis. You say you receive correspondence from all parts of the State from practicing physicians? A. Yes, sir, week after week; business letters.

Q. Which leads you to believe that the office works great good? A. There is no possible question about it in my mind.

Robert Foster, being called as a witness and being duly sworn, testified as follows:

Q. By Mr. Dodge. What is your business? A. Janitor.

Q. In what department? A. For the department of Superintendent of Public Instruction and the State Railway Office, and the State Board of Health.

Q. Are there a large number of reports, several thousand, that came from the State Board of Health's office, down stairs, that you know of; old reports?

A. Yes, sir, I think there is a good many down there, but I could not positively tell how many, because I haven't been in to count in a great while.

Q. Are there several thousand? A. I think there are.

Q. That are perfectly useless? A. As long as they lay in there they are useless.

Q. By Mr. Wood: Do you know how long they have been in there? A. I am not really positive, but I think some was in there when the house was opened; I think they were fetched there from the old building; probably some of these gentlemen can tell better than I can. I think there is one gentleman here that came up with me that has had more care than I have had of them.

Q. Do they belong to the State Board of Health's office? A. I should say they do. They are in their store-room, fetched from the printing office to them.

Q. Do you know what reports they are? A. Well, I could not positively affirm that they are every year since the office was opened, but I should think there is reports there for pretty near every year since the office was opened.

Q. What are the reports? A. Reports of the State Board of Health and the vital statistics, there is some of them in there.

Q. By Mr. Beecher: Is it not the duty of that office to keep some of their annual publications on hand? A. As far as my knowledge is concerned on that question I don't know as I ought to give a clear answer on it, for I don't think I should be required to; my business is carrying them in and carrying them out, so I have no particular knowledge about that.

Q. By Mr. Dodge: Would you think there was about 8,000 volumes there?  
A. From what I understand from one of the men that is here, upon one place where they are piled up there, there is 5,000, I understand him to say in one place, the man that piled them up. And then there is cases in the room that is pretty well filled up with them, and I noticed one pile that stands in one corner there, I think there is from 800 to 1,000 in it, that has been there for 2 or 3 years; I think that they belong to the year 1871.

Q. You mean 1881? A. No, sir, 1871.

Q. The office was established in 1873; you must be mistaken about that?  
A. I may be mistaken on the day, but I am not mistaken on the book business, after all upon that point. I guess I can't very well answer that question direct, but there is a pile of books there, and the way that I remember them is, they were in the first place stored up in the closet, or in a tight room off this store-room, and they got damaged, some of them, and I was employed to take them out on the green and air them and dust them, and fetch them back, and the pile that was all saved, that was not spoiled, I think stands in the room there yet.

Edward Henry McCallun being called as a witness, and being duly sworn, testified as follows:

Q. By Mr. Dodge: What is your business? A. Clerking in the Board of Health's office.

Q. How long have you been there? A. Since November last.

Q. What is your salary? A. I don't know what it will be this month; my salary was on the beginning \$50 per month.

Q. What is your business as clerk? A. My business as clerk is to do anything that I am told to do of any business in the office.

Q. You are simply there for the purpose of doing whatever work may be assigned to you? A. Exactly.

Erwin F. Smith, being recalled for further examination, testified as follows:

Q. By Mr. Davis: We would like to have an explanation in regard to these books and the amount of statistics belonging to the Board of Health, and why it is? A. The pile which the janitor spoke of taking out and setting on the green sunning, were some vital statistics which were piled away in the closet and distributed as occasion called for to those who desired them, and the water pipe of the building sprung a leak, or the sewer pipe, and the damage was not discovered until they were musty, and they were taken out to dry and put back there. The law requires that we should keep on hand for distribution the reports of our board, and we do so; can't tell when the edition is issued just how many will be asked for, and we have enough, and there are always some to spare. There are usually a few hundred copies of most of our publications, not all of them, some of them have been requested so frequently that they are all exhausted; we haven't hardly a copy of our report of 1876, and hardly a copy of our report of 1878; we would be very glad to get hold of them, we get frequent requests for them, but we can not fill them.

Q. By Mr. Dodge: Are there several thousand volumes down in the basement coming from the office of the State Board of Health that probably never will be distributed? A. I can not answer that yes or no; the musty ones of course will not be distributed.

Q. There are several thousand piles that will probably never will be distributed? A. I will answer that the musty ones will not be distributed, none others.

Q. There are several thousand volumes that will probably never be distributed? A. They will be distributed except the musty ones.

Q. Are there several thousand volumes of them? A. There are several thousand volumes of Vital Statistics, which were nearly spoiled by the water pipe bursting, those will not be distributed.

Herman Ostrander, being called as a witness and being duly sworn, testified as follows:

Q. By Mr. Dodge: What is your business? A. My business at present is taking up the department of work that was left by, or assisting in the work that was left by Mr. Gleason. He had charge of the tabulating of diseases as they are reported to the office, and getting them ready for the printed reports.

Q. How long have you been there? A. Well, I would have to count up; I have been there in all, I think, over a year. I spent my vacations there while at college, and I have been there lately, since about the middle of October or first of November.

Q. What is your salary there? A. I get a salary at the rate of a thousand dollars a year.

James Satterlee, being called as a witness and being duly sworn, testified as follows:

Q. By Mr. Dodge: What is your business in the office of the State Board of Health? A. Since I have been in the office of the State Board of Health, I have been helping in the compiling of the report of 1883, compiling the weekly reports, and also issuing the weekly bulletin and monthly bulletin of the health of Michigan.

Q. How long have you been employed? A. Since the first of February.

Q. What is the salary there? A. The first month I received \$50; and the second month I received sixty dollars; and the present month I don't know; I suppose sixty-five dollars.

Q. Does your business require a person considerably skilled in the business that you have taken charge of, or is it a business that a person of ordinary intelligence can do? A. Well, I hardly know how to answer that question.

Q. Does it require any particular knowledge of the business? A. It does; yes, sir; that is, I can do very much better now than I did when I began.

Arnold Clark, being called as a witness, and being duly sworn by the chairman, testified as follows:

Q. By Mr. Dodge: You are employed in the office of the State Board of Health? A. Yes, sir.

Q. What is your business there? A. The health officers send to the Board of Health their returns every time a contagious disease occurs, diphtheria or scarlet fever, and the Board of Health asks of them questions—the source of the contagion, and all those matters that are of interest to the public and a benefit, and those reports that are returned to the office are compiled by me: I collect the material and put it in the form of an article upon the subject; I also compile the annual returns of the health officers, arranging them in alphabetical order, and compile them; and I have edited all the proceedings of the Lansing State Sanitary Convention; that has been my work for the three months I have been in the office.

Q. What is your salary there? A. I was hired on the same condition as Mr. Satterlee, and it increases in the same way that his does.

Q. You have been there how long? A. Since the first of February.

William Haynes, being called as a witness and being duly sworn, testified as follows:

Q. By Mr. Dodge: You are at present engaged in the office of the State Board of Health. A. Yes, sir.

Q. How long have you been there? A. Since the first day of March.

Q. What is your business there? A. My business just now is on the health reports of the State.

Q. What is your salary there? A. I don't know what it will be this month, it was \$50 last month.

Q. You expect it to be increased this month? A. I don't know, I have had no intimation of it; that is my expectation.

Mr. Davis: I now move we adjourn until Monday at 10 o'clock.

The chairman put the question, and it was carried.

*Proceedings of April 20, 1885.*

Present, Messrs. Dodge, Davis, and Beecher.

In the matter of the investigation of the number of books and their cost in the several departments of the State,

Thomas M. Wilson, being called as a witness, and being duly sworn, testified as follows:

Q. By Mr. Dodge: You are clerk of the Board of State Auditors? A. Yes, sir.

Q. Have you in your hand a statement of the number of volumes and the expense to the State for the purchase of the same for the year 1883? A. Yes, sir. I would not swear that this cost is precisely to the dollar and cents, but it is a very close approximation to the cost. Mr. Dodge only told me at dinner that he wanted it, and I haven't got it exact, perhaps.

Q. What is the exact number for the Auditor General's department? A. Thirty-six hundred printed and 1,200 bound, the balance goes into the joint documents.

Q. What was the cost of the entire publication? A. About \$1,900.

Q. Does that include the entire work? A. That includes the printing, binding and press-work.

Q. Now give us the same for the Railroad Commission? A. For the Railroad Commissioner, they had 3,900 printed and 1,200 bound. They cost just about the same; they are about the same-sized book.

Q. The insurance commissioner? A. 1,200 bound, and 3,900 printed; the first three go into the joint document; these for the railroad commissioner cost about two thousand one hundred dollars.

Q. Now for the Board of Agriculture? A. 12,600 printed and bound, and they cost \$6,013.59; I think I have got that accurate.

Q. For the Pomological department? A. They had 9,900 printed and bound, and they cost \$5,525. They are not in the joint documents.

Q. The Board of Agriculture's report are not in the joint documents? A. No, sir.

Q. Now for the Board of Health? A. 6,500 printed, and they cost \$3,500.

Q. The labor bureau? A. They had 5,900 printed, they cost about \$3,000; I think they go into the joint documents.

Q. The vital statistics? A. There was 5,000 vital statistics, and they cost \$2,400. Mr. Brant, you don't get at the cost of the books in that work that you have in your hand, because you don't get the paper.

Q. This includes the paper? A. Yes, sir; my figures make them cost more than that book would, because I figure on the paper. The paper for the Board of Health cost between eight and nine hundred dollars, just the paper.

Q. The paper cost between eight and nine hundred dollars? A. Yes, sir.

Q. Can you give, by referring to the report—the annual report of the Board of State Auditors—the amount of claims paid and audited by that board in connection with the State Board of Health? A. There it is, sir, page 200, in the report of 1883.

Q. What is the amount for that year? A. The whole amount?

Q. Yes, sir. A. \$2,944.44.

Q. That is for what? A. That is for general allowances, \$235.95; printing, \$1,458.49; binding, \$1,250.

Q. That is the annual report? A. Yes, sir, this is the annual report. You may find in this report a portion of two years.

Q. By Mr. Brant: Isn't there some miscellaneous printing that is charged both in the State Board of Health, and it among the expenses of the State Board of Health that is paid for out of the general fund? A. No, sir. Sometimes there is very little; nothing outside, unless they wanted to do something that is not exactly—that wouldn't come exactly—under their board; but I don't see anything in this report; it would be very small. Sometimes the Board of Correction and Charities wanted something done, that is outside of the legitimate board that they wanted done, and the board allowed it; it is very small.

Q. It don't happen very often? A. Not very often; seldom.

Q. Then it fairly can be said that the expenses of the State Board of Health are limited to the expenses of the board, the salary of the secretary, the printing of the annual report, and the clerk hire? A. Do you want my opinion on it? All I know is what the Board of Auditors' report show they paid for the printing of their report and the binding of their report. We have nothing to do with that.

Q. State the amount of claims allowed by the Board of State Auditors for printing for the fiscal year 1883? A. \$33,394.39.

Q. Now the amount of binding books, etc.? A. \$16,728.49. That was the year 1883.

Q. The fiscal year? A. Yes, sir, the fiscal year ending with September.

Mr. Davis: I now move that we adjourn indefinitely.

The chairman put the question, and it was carried.

*Proceedings of Thursday, April 16.*

Frank L. Dodge, duly sworn, deposes and says:

Q. By Mr. Davis: Where did you obtain your information relative to the office of the Superintendent of Public Instruction? A. That question I decline to answer.

Mr. Davis: I insist.

Mr. Dodge: Before I would answer that I would have this committee sit on me all day.

Q. Would you criminate yourself by answering the question? A. No sir.

FRANK L. DODGE.

Harry C. Tillman, duly sworn, deposes and says:

Q. By Mr. Davis: I am acquainted with Mr. Smith, former Deputy of Public Instruction.

Q. Will you tell us what you know of Mr. Smith and his duties? (Objection by Mr. Dodge, because irrelevant.) A. The only thing I know concerning division of salary, I was in Mr. Stagg's office soon after the present administration came into power and the matter of division of salary came into conversation. Mr. Smith remarked that a law should be passed to prevent



heads of departments from dividing salary with subordinates. He followed it up by several statements concerning the same subject, of which I can not give the words. His conversation was such that I inferred that Smith referred to his own case. I asked Stagg if that was so, and Stagg said yes; Smith had him told so.

HARRY O. TILLMAN.

William Stagg, duly sworn, deposes and says: I know Mr. Smith, former Deputy of Public Instruction.

Q. By Mr. Davis: Did Mr. Smith ever make any statement to you concerning the division of salary with his superior previous to the investigation into said office? A. No, sir; previous to this investigation nothing had come to me from Mr. Smith regarding the division of salary in that office in any way, shape, or manner, and what has been said since is only of a personal nature and belongs to myself.

WM. STAGG.

Free Estee, sworn, deposes and says: I know Mr. Smith, former Deputy Superintendent of Public Instruction. Mr. Smith suggested to me, at two different times, the introducing of an amendment to appropriation bill. The bill made an appropriation for salary of public officers and deputies. The amendment was to the substance that it prohibited the division of salary of heads of departments with their deputies. I asked Mr. Smith why that was necessary, why he desired that to be done? He said it was hinted that in some of the departments that the heads of departments had been assessing the clerks and compelling them to "whack up," that the clerks were kicking, but that they dare not complain, for if they did, off would come their head. I asked what departments this was said to be in. He said he could not state positively, but there was nothing of the kind going on in his department; he said that an amendment of this kind would serve as a warning to the heads of these departments if anything of this kind did exist. I told him if such were the fact it ought be known, as it was not lawful. He said, in substance, he could not state positively that anything of that kind existed. I am a lawyer and member of this Legislature; I would consider assessing subordinates as illegal. There conversation were just prior to this investigation; I cannot say how long prior.

FREE ESTEE.

Joseph Greusel, duly sworn, deposes and says:

Q. By Mr. Davis: We would like you to state the source from which you got your information regarding this investigation upon which you wrote your article on the day it began? Mr. Greusel: I got it from a man not connected with the Legislature in any capacity.

Mr. Davis: We want to know who he is? A. I got it in a confidential way; I want to consult with my informant and will give his name if he consents. I have had conversation with Mr. Smith regarding the division of salary long before the investigation began, the last of January or the first of February; I read the testimony of Mr. Gass as taken by the committee; I came to the conclusion from that testimony that Mr. Gass was guilty of sharing in the salary of his deputy.

JOSEPH GREUSEL.

Mr. Frank L. Dodge recalled:

Mr. Davis wanted to make a full examination of the office of Superintendent of Public Instruction.

Mr. Dodge: I do not believe that this committee could discover any irregularities by investigating the office during Mr. Gass's administration, although it is possible that many irregularities may exist, and existed from the beginning to the end.

Q. By Mr. Wood: Do you believe there are any such irregularities? A. I have been informed that there were such irregularities practiced under Mr. Gass's administration, and as to whether they are true or not I am not prepared to state.

Q. By Mr. Davis: Who was your informant? A. This information has come to me from various parties.

Q. By Mr. Davis: I want the names of these parties? A. The names of these parties I most respectfully decline to give to this committee, because I believe it would be a violation of a personal trust; however, I will give you the name—David Parsons—as I do not regard that a violation of personal trust.

FRANK L. DODGE.

On motion of Mr. Wood, a subpoena be issued to bring David Parsons and and Wesley Emery before this committee.

Mr. Dodge moved that the committee proceed to investigation of other departments;

Which motion prevailed.

Wm. C. Stevens, duly sworn, deposes and says: I am Auditor General of the State of Michigan.

Mr. Stevens, before proceeding with his testimony, made a statement regarding an article that appeared in the Evening Journal, and that Mr. Peck, the reporter thereof, stated that he got his information from a member of the committee.

Mr. Davis called for Mr. Peck.

Moved and supported that the further taking of testimony by this committee be adjourned until Monday. Carried.

Also, that the committee be authorized to employ a stenographer.

Fred N. Peck, duly sworn.

Q. By Mr. Davis: We want to know where you got the information which formed your article of March 31st? A. I cannot with propriety state.

Q. By Mr. Davis: We mean with reference to Auditor General Stevens? A. I refuse to answer.

The Speaker announced the following:

SENATE CHAMBER, }  
Lansing, June 17, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to re-transmit the following bill:

Senate bill No. 298, entitled

A bill making appropriations for the expenses of the State officers and State government for the years 1885 and 1886, and to provide a tax for the payment of the same,

Which the House amended, as shown by former message, and in which amendment the Senate non-concurred, and from which amendment the House has refused to recede,

Now to inform the House that the Senate asks for a committee of conference to whom shall be referred the matters of difference relative to said bill, and that Senators Sherwood and Francis have been appointed as such committee on the part of the Senate.

Very respectfully,

LEWIS M. MILLER,  
Secretary of the Senate.

On motion of Mr. Markey,

The House acceded to the request of the Senate for a committee of conference relative to the difference existing between the two houses in regard to the bill, and

The Speaker announced as such committee on the part of the House, Messrs. Markey and Holman.

By majority of special investigation committee:

Your committee on investigation would respectfully make this supplemental report: That the State Board of Corrections and Charities was not investigated by your committee in any manner whatever, and no witnesses were sworn or even questioned in the matter, and consequently we can give no opinion or recommendations.

In the matter of the late Secretary of State, Jenney, we would further state that this office was not investigated by your committee, neither had your committee any information that any irregularities did exist, neither has there been any evidence given to this committee that causes them to even suspect that there ever had been.

E. K. WOOD,  
N. A. BEECHER,  
A. C. DAVIS.

Report accepted.

The majority of the committee to whom was referred the following resolution:—

“Resolved, That a committee of three members of the House of Representatives be appointed by the Speaker to make investigation of the expenditures of the State military funds during the last two years, and to report the result of such investigation back to the House at the earliest practicable time,”

Beg leave to submit the following supplemental report:—

The minority of your committee have presented a report in which appear statements so untrue and diametrically opposed to the facts, as shown by the testimony taken during the investigation, that the majority of your committee deem it their duty to make this supplemental report.

The minority first claim that they were not notified of the meetings of the committee, and that the report was made up in their absence and without their knowledge. The facts are that Representative Wright had been absent during a large part of the session; but whenever he was present he was notified of every meeting held by the committee. Sometimes he failed to appear when he had been so notified. Senator Shoemaker was also notified of every meeting of the committee, when in attendance on the Senate sessions.

The minority also make the charge that they were not allowed to produce such witnesses as they desired. To this the majority of your committee reply that they were given unlimited scope, and were offered the powers of the State to aid them in their search for rebutting evidence. By their request action was awaited for many weeks, and not until the near approach of the end of the session did the majority make its report. The dilatory tactics adopted by the minority could have been for no other purpose than to prevent any report from being made.

The minority attempt to clear Gen. Shakespeare from all responsibility by showing that the State military board directed him to purchase the cloths in question. The majority do not claim that Gen. Shakespeare did not receive authority from the military board for the purchase of these goods, but that he was guilty of gross negligence in exercising the authority thus con-

ferred upon him. In this connection your committee beg leave to say that the State military board also failed in its duty in that it did not direct Gen. Shakespeare to advertise for proposals to furnish these goods, such manner of seeking proposals having been established by a long line of precedents.

The minority make the sweeping assertion that all the business of Quartermaster General Shakespeare's office was transacted under the direction and by the express orders of the State Military Board, in accordance with statutory law regulating the same. In support of this they cite the testimony of Marshall H. Godfrey, to be found on page 179, and the testimony of Adjutant Robertson, from pages 244 to 258 inclusive. Reference to that testimony will show that no proceedings were taken that will in any way relieve Gen. Shakespeare from the charge of gross negligence in the purchase of the goods. There is not one iota of testimony, neither are there any letters or papers in the office to show that there was any advertising for proposals. Neither is there anything to show that any other firm beside that of M. Israel & Co., doing business in Kalamazoo, was ever notified that cloths were to be purchased for the State troops. Every step in this cloth purchase is so plainly visible that no amount of whitewash will ever relieve Gen. Shakespeare from the charges resting upon him; especially when all the circumstances surrounding the transaction are considered.

The minority makes the further claim that the testimony of Gen. Robertson goes to show that General Shakespeare in all his business transactions followed only the long established precedents of his office as authorized by law. The testimony of Gen. Robertson does not show any such state of facts, nor are there any such established precedents. But all of the precedents of the office show that whenever goods and supplies have been purchased in any considerable amounts, bids have been authorized and proposals advertised for.

The minority make the charge that General Shakespeare applied to the Quartermaster General's office during the progress of the investigation and asked to examine certain records and files, and that he was abruptly refused. The facts are that the papers and files which he wished to examine had been offered in testimony, were then in the hands of the committee, and he was so notified. He never was refused, but was told where he could find the records which he wished to examine.

The minority claims that the expenditure of \$31,759.45 was fully approved and endorsed by the State Military Board, the Adjutant General, and the Auditor General. The two officers mentioned had no legal authority in the matter, the authorization and auditing of the claim resting solely in the military board, as appears by section 898 of Howell's Annotated Statutes.

The minority deny that General Shakespeare accepted "unconditionally" the terms and prices of M. Israel & Co., for the cloths in question, and that the testimony of Godfrey and Shakespeare, on pages 179 and 121 will support such denial. The testimony proves that no counsel was given to General Shakespeare, nor that he asked any; neither does it show that he ever negotiated with any other firms, nor did he ask for proposals. It further appears that not a copy of a letter was made from August 29, to October 4, the time in which these purchases were made and paid for. In fact all the negotiations for the cloth were completed within the two dates specified, and if any letters were received or written in regard to these goods, all traces of them disappeared from the Quartermaster General's office, during the administration of General Shakespeare. It is also a singular fact that the very day on

which the State Military Board authorized the purchase of this cloth, on that day the last letter to be found in the office was placed in his copy book. The only letter connected with this whole cloth transaction, is one dated October 25, which merely enclosed check of \$4,390.80, to M. Israel & Co.

The minority assert that it is not true that the goods bought of M. Israel & Co. "are inferior in quality or quantity, but that they are of a superior quality, as appears by an examination of the goods themselves by your committee, and by many other persons, who have pronounced them excellent goods in every respect." The testimony shows that the goods were of an inferior quality for the prices paid, and that the goods could have been purchased of other firms in the State and elsewhere for \$7,000 less than was paid. Such was the evidence of Messrs. Hitchcock and Gillis, and many other experts who have since examined these goods have come to the same conclusion.

To convey the impression that the goods were purchased at a reasonable price, the minority asserts that Adjutant General Robertson was so pleased with the material that "he ordered two yards of the kersey purchased by the State," and ordered it made into a coat. The exact facts are that General Robertson never had a coat made from the material in question. The cloth of which his coat was made was ordered long after these goods were purchased, and no goods are now in the department, or have been, of the same quality.

To show that the prices paid for these goods were not exorbitant the minority quote the testimony of Joseph Speyer, a member of the firm of M. Israel & Co. When that testimony is compared with the testimony of experts and disinterested witnesses, who offer to bond themselves to furnish a like quantity and quality of goods for \$7,000 less than the firm of M. Israel & Co. furnished them, it seems to us that the statements of Mr. Speyer are unworthy of credence.

Notwithstanding the denial of the minority that the goods were purchased in job lots by M. Israel & Co., all the testimony, the diversity in shade and coloring of the cloth, and the destruction of all trade marks, leave but little room to doubt that the order was made up from job lots of goods, and of an inferior quality. Good judges, who have examined these goods, look upon the assertions of the minority of the committee as simply ridiculous.

The minority insinuates that the majority scoured the State to find witnesses who would testify that the goods were of an inferior quality and purchased at exorbitant rates. The facts are that only members of those firms dealing in similar goods were subpoenaed. The minority claims further that the testimony of Messrs. Hitchcock and Gillis was biased, for the reason that they were disappointed in not getting the contract. These gentlemen could not have been disappointed, as the minority avers, so long as they knew nothing of any contract, and were never applied to for samples or proposals.

The minority states that the goods were not paid for until they had been received from the State authorities. The testimony on pages 189 and 190 inclusive shows that bills not received in the freight office, at Lansing, until October 21, 22, and November 19, to the amount of \$14,558.84, were allowed by the State Military Board and paid for by the Quartermaster General on October 14. These facts can also be substantiated from the bills of goods and from the freight receipts in the office of the Quartermaster General.

The minority also attempted to shield Quartermaster General Shakespeare from adverse criticism for receiving about \$1,000 of extra pay. The testimony shows conclusively that at the time for which he received this extra pay he was in the performance of his duties as Quartermaster General. It also appears

that the special orders which he received were obtained upon his own requests. For nearly all the actual service which he rendered the State, he not only received his salary as Quartermaster General, but he also drew pay at the rate of a brigadier general, on the ground that he was performing extra service.

No more effective reply can be made to the generous supply of whitewash which the minority have seen fit to place over General Shakespeare's extravagances than the comparative exhibits, which cannot be gainsaid, to be found in the regular report of the majority of the committee submitted to this body under date of June 3.

We shall notice but one more claim of the minority and then close, and that claim is to the effect that the books of the Quarter Master General's office show that the expenditures, during the administration of General Shakespeare, did not exceed the amount appropriated and expended under former administrations. But how stands the record? During the years of 1881-2 the expenditures of that department were \$94,962.82, while for the years 1883-4 General Shakespeare received from State taxation \$108,543.46, the further sum of \$10,569.35 from the general government, which remained after the purchase of the cloths in question, and he also encroached upon the appropriations for the year 1885 at least \$12,700, making a grand total of over \$131,902.81, not to mention the \$21,000 so recklessly paid to the firm of Mr. Israel & Co.

MILO D. CAMPBELL, *Chairman.*

A. R. CHAPMAN.

The majority of the Senate committee on military affairs do hereby concur in the above supplementary report.

HENRY WOODRUFF, *Chairman.*

CHARLES R. HENRY.

Report accepted.

Mr. Ford moved that the House take a recess until 7 o'clock P. M.

Mr. Sellers moved to amend the motion so as to make the hour 7:30 o'clock P. M.;

Which was agreed to.

The motion to take a recess, as amended, then prevailed.

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#### EVENING SESSION.

7:30 o'clock P. M.

The House met and was called to order by the Speaker.

Roll call: quorum present.

Mr. Brown offered the following:

*Resolved by the House of Representatives* (the Senate concurring), That the Quartermaster General of this State be authorized to lend to the uniform rank of the Knights of Pythias of this State for use in their annual encampment at Kalamazoo, such tents as the proper officers of that organization may request the use of: *Provided*, That the said organization become responsible for the proper use and safe return of the same in as good condition as when received.

On motion of Mr. Brown,

The rules were suspended, two-thirds of all the members present voting therefor, and the resolution was put upon its immediate passage.

The resolution was then adopted.

The Speaker announced the following:

EXECUTIVE OFFICE, MICHIGAN, }  
Lansing, June 17, 1885. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Governor, in accordance with a request of the House, to return herewith House bill No. 194, File No. 430.

Respectfully,

GIL R. OSMUN,

*Private Secretary.*

The bill was then returned to the Senate in accordance with a request for the same.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 544, entitled

“A bill to authorize and empower boards of Supervisors and, in the county of Wayne, the board of auditors to grant the use of public records and files in their respective counties for making abstracts of land titles,”

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

FREE ESTEE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Estee,

The bill was laid on the table.

The House took up

### THIRD READING OF BILLS.

Senate bill No. 226 (File No. 237), entitled

A bill to amend sections 13, 15, and 17, of article 4 of act number 198 of the session laws of 1873, entitled “An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State, and the several acts amendatory thereof,” and to add two new sections thereto to stand as sections 22 and 23, for the prevention of trespassing on railroad tracks and providing penalties for violations of subdivision fifth, section 9, of article 2 of said act number 198, session laws of 1871,

Was read a third time and passed, a majority of all the members elect voting therefor by yeas and nays, as follows:

### YEAS.

Mr. Adams,	Mr. Cross,	Mr. Hayes,	Mr. Richardson,
Bardwell,	Dakin,	Houk,	Rumsey,
Barry,	Dickson,	Howell,	Shorts,
Beecher,	Diekema,	Johnson,	Sutton,
Beekman,	Divine,	Jones,	Swift,
Bentley,	Dodge,	Kelley,	Town,
Boynton,	Dunbar,	Lincoln,	Ulrich,
Brown,	Eldred,	Long,	Voorhees,
Cannon,	Estee,	McCormick,	Walthew,
Carlton,	Ford,	McKie,	Waltz,

Mr. Case, A. T.,	Mr. Gardner,	Mr. O'Keefe,	Mr. Wiggins,
Case, O. N.,	Gleason,	Oviatt,	Wilson,
Chapman,	Hammond,	Parkhurst,	Woodruff,
Collins,	Hankerd,	Potter,	Wright,
Conrad,	Harper,	Powers,	Speaker,
Coomer,			

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## NAYS.

Mr. Blacker,	Mr. Brandon,	Mr. Wellman,	3
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Title agreed to.

On motion of Mr. Ford,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 74 (File No. 33), entitled

A bill to amend sections 16 and 18 of chapter 266 of the compiled laws of 1871, being sections 9649 and 9651 of Howell's Annotated Statutes, relative to county jails;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Cross,	Mr. Kelly,	Mr. Richardson,
Bardwell,	Crozer,	Lincoln,	Rumsey,
Bentley,	Dakin,	Long,	Sellers,
Blacker,	Dickson,	Makelim,	Shorts,
Boynton,	Divine,	Malcolm,	Snyder,
Brandon,	Dodge,	Mason,	Stark,
Brant,	Dunbar,	McCormick,	Town,
Brown,	Eldred,	McKie,	Ulrich,
Cannon,	Estee,	McNabb,	Voorhees,
Carlton,	Ford,	O'Keefe,	Walthew,
Case, J. A.,	Gleason,	Oviatt,	Waltz,
Case, O. N.,	Hayes,	Parkhurst,	Wilson,
Collins,	Holman,	Post,	Woodruff,
Conrad,	Howell,	Potter,	Wright,
Coomer,	Johnson,	Powers,	

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## NAYS.

Mr. Chapman,	Mr. Hankerd,	Mr. Weiss,	3
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Title agreed to.

On motion of Mr. Ford,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 127 (File No. 63), entitled

A bill to revise the laws providing for the incorporation of all manufacturing companies, except such as are contemplated by act No. 42 of the session laws of 1867 (which provides for the incorporation of persons or corporations engaged in the manufacture of salt), and mercantile companies, or any union of the two, and to fix the duties and liabilities of such corporations,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:



## YEAS.

Mr. Adams,	Mr. Conrad,	Mr. Hankerd,	Mr. Potter,
Bardwell,	Coomer,	Hayes,	Powers,
Beecher,	Cross,	Holman,	Richardson,
Beekman,	Orozer,	Howell,	Rumsey,
Bentley,	Davis,	Johnson,	Sellers,
Blacker,	Dickson,	Jones,	Shorts,
Boynton,	Diekema,	Kelly,	Snyder,
Brandon,	Divine,	Kirkpatrick,	Sutton,
Brant,	Dodge,	Lincoln,	Swift,
Campbell,	Dunbar,	Malcolm,	Town,
Cannon,	Egan,	McClelland,	Ulrich,
Carlton,	Eldred,	McOormick,	Watson,
Case, A. T.,	Estee,	McKie,	Williams,
Case, J. A.,	Ford,	McNabb,	Wilson,
Case, O. N.,	Gardner,	O'Keefe,	Woodruff,
Chapman,	Gleason,	Parkhurst,	Wright,
Collins,	Hampton,	Post,	

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## NAYS.

Mr. Barry,	Mr. Weiss,	2
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Title agreed to.

By the committee of conference on Senate bill No. 298:

The committee of conference appointed on the part of the Senate and House, to whom was referred

Senate bill No. 298, entitled

A bill making appropriations for the expenses of the State officers and State government for the years 1885 and 1886, and to provide a tax for the payment of the same;

Which the House amended as will appear by the Journal of this day; but in which said amendment the Senate refused to concur,

Respectfully report that they have had said bill and amendment under consideration and that they are not able to agree.

H. C. SHERWOOD,

WM. H. FRANCIS,

*Committee on the part of Senate.*

DANIEL P. MARKEY,

JOSEPH H. HOLMAN,

*Committee on the part of House,*

Report accepted and committee discharged.

Mr. Howell moved that the House recede from its amendment to the bill;

Which motion did not prevail, a majority of the members elect not voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Adams,	Mr. Case, O. N.,	Mr. Howell,	Mr. Sutton,
Bardwell,	Chapman,	Johnson,	Swift,
Beecher,	Collins,	Kelly,	Town,
Beekman,	Coomer,	Long,	Ulrich,
Bentley,	Divine,	Malcolm,	Walthew,
Boynton,	Dunbar,	Manwaring,	Waltz,
Brandon,	Eldred,	McClelland,	Wiggins,

Mr. Brant, Brown, Campbell, Carlton,	Mr. Engleman, Ford, Gardner, Hankerd,	Mr. McKie, Rumsey, Sellers, Snyder,	Mr. Williams, Woodruff, Wright, Speaker, 44
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## NAYS.

Mr. Barry, Blacker, Cannon, Case, A. T., Case, J. A., Coleman, Conrad, Cross, Crozer, Dakin, Davis, Dickson,	Mr. Diekema, Dodge, Egan, Estee, Gleason, Hammond, Hampton, Hayes, Holman, Houk, Jones, Kirkpatrick,	Mr. Lincoln, Makelim, Markey, Mason, McCormick, McGregor, McNabb, O'Keefe, Oviatt, Parkhurst, Post,	Mr. Potter, Powers, Richardson, Shorts, Voorhees, Watson, Webber, Weiss, Wellman, Wilson, Wood, 46
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Mr. Brant offered the following:

*Resolved*, That the Clerk of the House be and is hereby instructed to have forwarded to the members and officers of the House copies of the daily Journal at their address from and after to-day (June 17) to June 20, inclusive; and that he be authorized to purchase the necessary stamps, and draw an order therefor;

Which was adopted.

Mr. Wright offered the following:

*Resolved*, That the thanks of the House are due and are hereby tendered to our Speaker the Hon. Newcomb Clark, for the ability and urbanity with which he has conducted the business of the House and for his uniform courtesy to all members both in a public and private capacity.

On demand of Mr. Wright,

The resolution was adopted by an unanimous rising vote.

Mr. Brant offered the following:

*Resolved*, That from and after this date the daily sessions of this House shall commence at 10 o'clock A. M.,

Which was adopted.

Mr. Dakin offered the following:

WHEREAS, The messenger boys have been prompt and faithful in the discharge of their duties, therefore be it

*Resolved*, That an extra compensation of 25 cents a day be allowed them, the same as the Senate has its messenger boys, as a reward for their good conduct and the faithful discharge of their duties.

On motion of Mr. Chapman,

The resolution was laid on the table.

Mr. Dickson offered the following:

*Resolved*, That Charles A. Lee, chief janitor, be allowed one dollar per day extra compensation, and that an order be drawn for the same.

Mr. Long moved to amend the resolution by making the amount fifty cents per day, and that that amount of extra pay be given to all employés of the House;

On motion of Mr. Chapman,

The resolution was laid on the table.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred House bill No. 540, entitled

A bill to vacate a part of the township of Springwells in the county of Wayne, and annex the same to the city of Detroit in said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

L. M. SELLERS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Sellers,

The bill was laid on the table.

By the committee on insurance:

The committee on insurance, to whom was referred

1. House bill No. 439, entitled

A bill to amend section 2 of act No. 108 of the session laws of 1871, as amended, being section 4207 of Howell's Annotated Statutes of the State of Michigan relating to the insurance bureau;

2. House bill No. 139, entitled

A bill to define the liabilities of fire and marine insurance companies and associations in case of loss of insured property;

3. House bill No. 709, entitled

A bill to prohibit insurance companies from asserting the defense of over-insurance;

4. House bill No. 170, entitled

A bill to enable coöperative and mutual benefit associations to create a reserve fund;

5. House bill No. 610, entitled

A bill to amend chapter 94 of the compiled laws of 1871, being chapter 118 of Howell's Annotated Statutes, by adding a new section to stand as section 3961, relative to coöperative and mutual benefit associations;

6. House bill No. 611, entitled

A bill to amend section 6, chapter 94 of the compiled laws of 1871, being compiler's section 3954 of Howell's Annotated Statutes, relative to coöperative and mutual benefit associations.

7. House bill No. 325, entitled

A bill to prevent coöperative life or accident insurance companies, not organized under the laws of this State, from transacting business herein, excepting secret societies, lodges, or benevolent associations connected therewith;

8. House bill No. 451, entitled

A bill to amend sections 2 and 3 and to repeal section 10 of chapter 130 of Howell's Annotated Statutes, in force, relative to an insurance bureau;

9. House bill No. 308, entitled

A bill to amend section 1 of act No. 148, of the session laws of 1881, entitled "An act to prevent the soliciting or issuing of unauthorized fire or inland marine insurance policies in this State,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that they do not pass, and ask to be discharged from the further consideration of the subject.

JOHN S. CROSS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cross,

The nine named bills were laid on the table.

By the committee on supplies and expenditures:

The committee on supplies and expenditures, to whom was referred

The bill of the Michigan Congress Water Co. as follows:

For use of mineral water for 42 days at \$3 per day, \$126;

Also,

Bill of Charles Reeves as follows:

For washing 85 towels at five cents each for House of Representatives, \$4.25,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House and recommend that they be allowed and paid, and ask to be discharged from the further consideration of the subject.

HUGH McCLELAND, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McClelland,

The two bills were allowed and ordered paid.

Mr Woodruff offered the following:

*Resolved*, That the chief stationer, C. D. Cowles, be allowed the same per diem that the assistant stationer now receives, and the clerk is hereby authorized to draw an order in accordance herewith;

On motion of Mr. Hankerd,

The resolution was laid on the table.

Mr. Brown offered the following:

*Resolved*, That the thanks of the House are due and is hereby tendered to Wm. Tomlinson, the keeper of the cloak room. The memory of William will be ever kept green in remembrance of his uniform politeness and faithfulness;

On demand of Mr. Chapman,

The resolution was adopted by a rising vote.

Mr. O. N. Case offered the following:

*Resolved*, That Charles Cowles, chief stationer, be allowed the sum of one dollar per day extra compensation, for the session, and that an order be drawn for the same.

Mr. Hankerd moved that the resolution be laid on the table;

Which motion did not prevail.

Mr. Long moved to amend the resolution by extending its terms so as to include all the employés of the House,

On which

Mr. Long demanded the yeas and nays.

The demand was seconded, and the amendment was not agreed to by yeas and nays, as follows:

#### YEAS.

Mr. Barry,	Mr. Hampton,	Mr. Powers,	Mr. Watson,
Case, A. T.,	Long,	Shorts,	Wellman,
Coleman,	McNabb,	Snyder,	Wright,
Dakin,	Potter,		

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#### NAYS.

Mr. Adams,	Mr. Collins,	Mr. Gardner,	Mr. Parkhurst,
Bardwell,	Conrad,	Gleason,	Post,
Beecher,	Coomer,	Hammond,	Richardson,

Mr. Beekman,	Mr. Cross,	Mr. Hankerd,	Mr. Rumsey,	
Bentley,	Crozer,	Harper,	Swift,	
Blacker,	Davis,	Hayes,	Ulrich,	
Boynton,	Dickson,	Howell,	Voorhees,	
Brandon,	Diekema,	Johnson,	Walthew,	
Brant,	Divine,	Jones,	Waltz,	
Campbell,	Dunbar,	Kelly,	Webber,	
Cannon,	Egan,	Kirkpatrick,	Wiggins,	
Case, J. A.,	Eldred,	McCormick,	Wilson,	
Case, O. N.,	Estee,	McGregor,	Woodruff,	
Chapman,	Ford,	Oviatt,		55

Mr. Long moved to further amend the resolution by making the amount 50 cents per day, and that the resolution include all House employes.

Mr. Adams moved to amend the amendment by making the amount 15 cents per day.

Which was not agreed to.

The question being on amending the resolution, making the amount 50 cents per day, and the resolution to include all House employes,

The motion did not prevail.

The question recurring on the adoption of the resolution,

Mr. Blacker demanded the yeas and nays.

The demand was seconded, and the resolution was adopted, by yeas and nays, as follows:

#### YEAS.

Mr. Bardwell,	Mr. Dickson,	Mr. Malcolm,	Mr. Shorts,	
Brandon,	Diekema,	Markey,	Swift,	
Campbell,	Egan,	Mason,	Town,	
Carlton,	Engleman,	McClelend,	Ulrich,	
Case, J. A.,	Estee,	McCormick,	Voorhees,	
Case, O. N.,	Ford,	McGregor,	Walthew,	
Coleman,	Gardner,	McKie,	Watson,	
Collins,	Hayes,	McNabb,	Weiss,	
Coomer,	Houk,	O'Keefe,	Wellman,	
Cross,	Howell,	Post,	Wilson,	
Crozer,	Jones,	Potter,	Woodruff,	
Dakin,	Kelly,	Rumsey,	Wright,	
Davis,	Kirkpatrick,			50

#### NAYS.

Mr. Barry,	Mr. Cannon,	Mr. Hampton,	Mr. Oviatt,	
Blacker,	Chapman,	Hankerd,	Parkhurst,	
Boynton,	Conrad,	Johnson,	Stark,	
Brant,	Eldred,	Long,		15

The Speaker announced the following:

SENATE CHAMBER, }  
Lansing, June 17, 1886. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following concurrent resolution:

*Resolved by the House of Representatives (the Senate concurring), That the Quartermaster General of this State be authorized to lend to the uniform*

branch of the Knights of Pythias of this State for use in their annual encampment at Kalamazoo such tents as the proper officers of that organization may request the use of: *Provided*, That the said organization become responsible for the proper use and safe return of the same in as good condition as when received;

In the adoption of which the Senate has concurred.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The concurrent resolution was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 17, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following joint resolution:

House joint resolution No. 28 (File No. 24), entitled

Joint resolution proposing an amendment to section 1, article 9 of the constitution of this State, relative to the salaries of State officers;

In the passage of which the Senate has concurred by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 17, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 713 (File No. 384), entitled

A bill to provide for the collection of certain ditch or drain orders issued for the construction of ditches and drains in the townships of Clyde and Ganges, in Allegan county,

In the passage of which the Senate has concurred by a vote of two-thirds of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, June 17, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 499 (File No. 434), entitled

A bill to amend sections 3, 4, and 5 of chapter 1, of an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of

acts in conflict therewith," being act No. 326 of the session laws of 1883, approved June 7, 1883, and to add five new sections to said chapter. to be known as sections 6, 7, 8, 9, and 10,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 17, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 10 (File No. 337), entitled

A bill to revise and consolidate the laws relative to the State prison and to the house of correction and reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent therewith;

And to inform the House that the Senate has amended the same as follows:

1. By inserting in section 3, line 2, after the word "surgeon" the words "one engineer;"

2. By striking out section 5, and inserting in lieu thereof the following to stand as section 5:

SEC. 5. The deputy warden, chaplain, clerk, and physician of each prison shall be appointed by the board, and shall hold office during the pleasure of the board; and all other officers and employes of each prison shall be appointed by the warden of the prison for which such appointments are made, subject to the approval of the board, and shall hold their office during the pleasure of the warden appointing them;

3. By adding to the end of line 10, section 15, the words "and make and keep a record of the same."

4. By inserting in section 31, line 4, after the word "convicted," the words "Such sentence shall operate as a sentence for the maximum term imposed by the law for the crime committed."

5. By striking out in section 39, line 8, the word "earnings" and inserting in lieu thereof the word "credit;"

6. By striking out section 40 and inserting in lieu thereof the following, to stand as section 40:

SEC. 40. The warden shall cause a record to be kept of each and all infractions of the rules of discipline by convicts, with the name of the persons so offending, and and the date and character of each offense, which record shall be placed before the board at each regular meeting thereof, and every convict who shall have no infraction of the rules of the prison or laws of the State recorded against him, shall be entitled to a reduction of his sentence as follows: During the first and second years of his sentence, 60 days for each year; during the third and fourth years, 72 days for each year; during the fifth and sixth years, 84 days for each year; during the seventh, eighth, and ninth years, 108 days for each year; during the tenth, eleventh, twelfth, thirteenth, and fourteenth years, 120 days for each year; during the fifteenth, sixteenth, seven-

teenth, eighteenth and nineteenth years, 144 days for each year; and from and including the twentieth year, up to the period fixed for the expiration of the sentence, 180 days for each year. The board may, by general rule, subject to amendment from time to time, prescribe how much of the good time earned under the foregoing provisions, a convict shall forfeit for more than one infraction of the prison rules in any month, and for any serious act of insubordination, attempt to escape or escape, the board may, by special order, take away any portion or the whole of the good time made by any convict up to the date of such offense. On recommendation of the warden the board may, as a reward for specially good conduct, such as aiding officials in cases of insubordination, or attempts to escape, restore to any convict the whole or any portion of the good time lost because of any minor infractions of the rules. The warden, in computing the diminution of time for those convicts now in prison, shall allow them the good time made up to the time this act takes effect, in accordance with the provisions of law previously in force, and thereafter it shall be computed in accordance with the provisions of this section. Whenever a convict has been committed under several convictions, with separate sentences, they shall be considered as one continuous sentence in the granting or forfeiting good time: *Provided*, That a convict who shall be serving a second term in said prison shall be allowed for the several periods in the order named above, 24, 36, 48, 60, 72, 84, and 96 days as good time, and no more; and if any convict has already served a second term in said prison, he shall be allowed no good time, but shall be held until the full completion of his sentence;

7. By striking out in section 42, line 2, the word "hand" and inserting in lieu thereof the word "hard;"

8. By striking out in same section and line the word "exclusively," and inserting in lieu thereof the words "as far as practicable;"

9. By inserting in section 43, line 2, after the word "various," the word "State;"

10. By striking out in section 44, line 1, the words "prison inspectors," and inserting in lieu thereof the word "control:"

11. By striking out in section 63, line 2, the word "fifty," and inserting in lieu thereof the words "twenty-five;"

12. By inserting in same section, line 3, before the word "intoxicated," the word "person;"

13. By striking out in same section, line 5, the word "or" where it first occurs, and inserting in lieu thereof the words "to any;"

14. By inserting in section 64, line 4, after the word "other," the word "person;"

15. By striking out in section 72, lines 12 and 13, the words "or to the State agent for discharged convicts;"

In the passage of which as thus amended the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Howell,

The House concurred, a majority of all the members elect voting therefor, by yeas and nays as follows:



## YEAS.

Mr. Adams,	Mr. Dickson,	Mr. Kirkpatrick,	Mr. Powers,
Barry,	Diekema,	Long,	Richardson,
Beekman,	Divine,	Makelim,	Sellers,
Blacker,	Egan,	Malcolm,	Shorts,
Brandon,	Eldred,	Markey,	Swift,
Brant,	Estee,	Mason,	Ulrich,
Carlton,	Ford,	McClelend,	Walthew,
Case, J. A.,	Hammond,	McCormick,	Waltz,
Coleman,	Hampton,	McNabb,	Wellman,
Collins,	Holman,	O'Keefe,	Williams,
Conrad,	Houk,	Oviatt,	Wilson,
Coomer,	Johnson,	Parkhurst,	Woodruff,
Crozer,	Jones,	Post,	Wright,
Dakin,	Kelly,	Potter,	Speaker, 56

## NAYS.

Mr. Boynton,	Mr. Hankerd,	Mr. Rumsey,	Mr. Watson,
Chapman,	Harper,	Sutton,	Webber,
Dunbar,	Hayes,	Town,	Wiggins,
Gleason,	Howell,	Voorhees,	Wood, 16

The bill was then referred to the committee on engrossment and enrollment for enrollment.

Mr. Ford offered the following:

*Resolved*, That the sincere and heartfelt thanks of this House are tendered to Daniel L. Crossman, its chief clerk, for the courteous, faithful, impartial, and masterly manner in which he has discharged his duties;

Which,

On demand of Mr. Markey,

Was adopted by an unanimous rising vote.

The Clerk, in reply to calls from the House, responded as follows:

There was an old adage in school book lore,  
Designed to help students mount and soar  
In the realm of knowledge; 't was thus it ran:  
"What man has done, can yet be done by man."  
Quite too modest is now this ambition  
Others to equal; humanity's mission  
Is to build on the foundation thus laid  
A structure, higher than by others made,  
To stand on the wisdom of decades past,  
Year by year growing wiser than the last.

Thus the Michigan "House" of eighty-five  
Has its hope in memory to survive,  
Awarded in annals of State a place,  
For acts well done for the good of the race,  
For wise legislation, laws that are just  
And true to all interests, to suppress lust  
And crime of all kinds, that our commonwealth  
May stand in front rank of good moral health.

The record is made; like all human things  
It no doubt contains errors; but then, wings  
Have never been held as quite essential  
To make up a legislative credential.  
Now 't is always of wiseacres the style  
By every endeavor all to beguile

Into the opinion that nothing new  
 Can be quite as good, as just, or as true,  
 As things in the past; thus that each new set  
 Are just the weakest the State has had yet.  
 Familiarity may breed contempt;  
 Of human frailties there are none exempt.  
 Distance may lend enchantment to the view—  
 Cold history will tell the story true.  
 In make-up, morals, ethics, sense, and grace,  
 The House of eighty-five will hold its place  
 In that progressive structure on the past  
 Built up, and proudly into annals cast  
 The record of its work.

*Scraps.*

File number one: recall that bill and say  
 Why, if you can, now, at this late day,  
 It is not passed? Perhaps, I am not sure—  
 It may be that its birth was premature.

H. J. R. number one—prohibition.  
 You passed, and sent it on a fruitless mission  
 To that wild tribe of non-concurring men,  
 Whose great regret will be, what *might* have been.

You hugged with unction the delusive chance  
 That private citizen, you might advance  
 To a place in the Capitol of our Nation;  
 Conger passed on to lasting station.

You have heard of Negley, who keeps the vat  
 At Michigan's Athens; you have heard that  
 Some hundreds of bodies must yearly yield  
 The knowledge by which the ill can be healed.  
 You've mended the law, that friends may make claim;  
 Some must be cut up, then who shall we blame? ~~Montgomery~~  
 Montgomery, Lothrop, and our own Black,  
 Men who in this State of friends had no lack,  
 When called up to places of pride and power  
 You greeted with honor; hoped that the shower  
 Might continue to fall some days longer  
 On the lake region, growing still stronger.

You've abolished some offices, and set  
 Their occupants out in the cold and wet,—  
 Relieved the till of the State from expense  
 For their little salary, and sent them hence;  
 Saved all this money to use in paying  
 A snug little sum, as some are saying,  
 Of four million dollars, bounty bill, due  
 To the veteran soldiers, passed by you.

Then the liquor traffic has had its share  
 Of pros and cons, the law to fix with care;  
 Results are few. Our Hillsdale friend has lost  
 In druggists stern and true, his faith; the cost  
 He paid in money of the realm, hoping  
 That as for him there'd be *no more joking*.  
 Our friend from Emmet also was beguiled  
 To stir the Montcalm pool until it riled,  
 When, from its surface smooth a *sign* there came,  
 Most true, that Brother W. was *game*.

Boards of trade have their bulls as well as bears  
 To keep up the strife, while they sell their wares.  
 In modern improvements we're not behind,—  
 Our board of insurance was a bad blind.

Shall the murderer hang, or rest in peace,  
 Ever hoping for full, complete release;  
 Shall he have the renown, the note, the fame  
 Of a grated cell, of a lion tame?  
 Visit him often if you so desire;  
 It's better to think of him in blank fire.

Have minorities rights, and is it wrong  
 To take that which to the few may belong,  
 And by force of numbers convert to use  
 Of the many? Or is it an abuse  
 Which the law should cure, and the weak protect,  
 And say to the strong, "You shall not elect  
 That might makes right. Law is made for the weak,—  
 The great and mighty for themselves can speak."  
 'Twas our fathers' wisdom, that to us gave  
 The Governor's power great wrongs to save.  
 But that same clear foresight did provide  
 A method the veto to override;  
 And further still, if there's doubt and distrust,  
 The judges must say if the law is just.

Our beautiful city of Detroit  
 Asked her biennial chance to law it.  
 Has had her *full* share of legislation  
 And gained the wished-for annexation.  
 Her Court "Superior" had its docket  
 So firm, abolition could not rock it.  
 And her voters, now, you need not pity,  
 They will have square *count* in that fair city.

Public institution cannot be *home*,  
 It may be a visiting place, better than none.  
 "A Soldiers' Home," may be better than camp,  
 Or deck, or weary round of search and tramp,  
 For that which fortune has not held in store  
 For the battle scarred veteran of yore.

Of appropriations you have had enough,  
 Some have found an easy road, others *rough*;  
 Their history would many volumes fill;  
 They're passed, and signed,—the State must pay the bill.  
 'T is civilization's tax, and self-imposed,  
 To shield the weak, and care for others' woes.

Can the M., H. and O. ask with good grace  
 Still longer extension, right in the face  
 Of promises broken, year after year  
 Pledges unkept; have they nothing to fear?  
 Granted all their misdeeds, what can we gain  
 If the State lose the lands; can we attain  
 The railroad's completion thus without aid,  
 When, with grant in full view, no rail was laid?

You've heard of the Portage, and river Grand,  
 And of the Looking-glass, filled up with sand,  
 Of the crooked Maple, with too much sap,  
 Which the settlers asked a chance to tap;  
 You've granted swamp lands their channels to clear;  
 The subject is wet; Brother H., a tear.

There's a kind of machine they call "hello,"  
 It takes so much money to make it go.  
 Some thought it the right thing to cut the rate,  
 And legally thus extortion abate.  
 The bill which that benefit was to bestow  
 Got badly connected with the "hello."

The labor interest: you have heard of that,  
 Of strikes and struggles which it has begat.  
 Bread-winners are the many, not the few  
 In this our boasted land, and it is true  
 That those we honor most are those whose toil  
 Has built them up from trade, from shop, or soil,  
 To independent place, to station, fame;  
 Freedom from want, no idler can attain.  
 There are four tenants on our third floor front,  
 Who sometimes seem willing to take the brunt  
 Of responsibility, and relieve  
 All their co-tenants from chance to receive  
 Honors in common. The same old story,  
 That no house, great or small, this side glory,  
 Can furnish accommodations equal  
 To plural interests, with peaceful sequel.  
 Thus quite naturally it came about  
 That our law for taxes got knocked out;  
 That the wisdom of eighty-one and two,  
 As viewed by this court would not now do,  
 And some other plan must be perfected  
 That non-taxpayers may be ejected.

In Lenawee county, there is a school,  
 Where the way-faring girl, that is no fool,  
 Is securely kept, for her country's good,  
 And taught by others to do as she should.  
 Some say she is quite inclined to do right,  
 Some, that she has to be watched day and night.  
 A story got out, but quite wrong, no doubt,  
 That this watchman knew what he was about,  
 And didn't ask any additional pay  
 For folding those who had gone astray.

You have often heard of the "upper ten,"  
 As fellows better than the most of men.  
 We're more select in this law making hive,  
 As our roll call shows just an upper five.  
 But they won the target for which they fought,  
 And into our system of taxes wrought  
 A mining school, where, no doubt, they thought  
 How to dig for wealth young men should be taught.  
 And a prison, where the rough may be brought  
 To judgment, when he does not as he ought.  
 For one other thing these upper five sought,  
 And won it again. 'Twas Munn's "extra dry,"  
 Served at the Lansing House. No one asked why;  
 But each, meekly seated, took his ration,  
 Thinking, this is the "Boss" celebration.

Then there was apportionment, came near the close  
 To test all political friends and foes;  
 The whip of both parties, plain, unconcealed,  
 And private ambitions fully revealed.  
 The star of empire *northward* takes its way,  
 To re-discover why, in early day  
 Jesuit fathers, full of Christian zeal  
 And honest seeking for the common weal,  
 Without party-trick or gerrymander,  
 With but lake and river line meander,  
 Did give *all* this vast land, its hopes and fears,  
 Its varied interests, for full thirty years,  
 To men in the north, and yet not one voice  
 Said *monstrous, wicked, villainous* choice.

The Post, the Journal, the News, and Free Press,  
 With several others, of caliber less,

Have furnished their readers with Lansing news,  
Discussed legislation, given their views  
On pending questions of law and finance,  
When facts were quite scarce filled up with romance

The Post, small and genteel, young and so fair,  
Recall his bouquet, the dress of his hair,  
And say, if you can, with words that are real,  
That as a gallant he's not the ideal.  
From his watchful eye, it takes a wet day  
To keep spicy news, or beauty away.

The Journal young man he's more than "too-too,"  
Just too sweet for anything; what say you  
To his moustache, spreading from ear to ear,  
And his article on the human gear.  
I'd not have you think him one of the men  
Fit for smiles only; he smites with his pen.

No "summer coon" is the News reporter;  
If he don't do right he knows he orter,  
And save his strength and ingenuity  
For evening paper contiguity.  
For never reporter more like the "News,"  
Than is Ross with his independent views.

The veteran scribe, is the Free Press man;  
He can serve you up as no other can.  
His record, State, as well as National,  
Shows cool, modest, worth, unsensational.  
Some think he's after a Government place,  
That for an appointment he's set his face;  
But when of reporting he's had his fill,  
He'll lobby the Detroit 'nexation bill.

#### *Personal.*

The measure of responsibility,  
The worth, the value, the utility  
Of work performed and service rendered  
Should not be less than the faith first tendered.  
One hundred votes gave me this position,  
One hundred men, by their own volition  
Made me their clerk, alike my service bound  
To all, to each the full one hundred round.  
This pride I've had the full long session through,  
Mindful that with it I *owed* something too.  
I've tried the debt to pay, to make return;  
To fail is very human. My concern  
Has been to serve you well: if I have not,  
Do this,—charge up the failure, on the spot,  
To hand, or head, not to the heart; believe  
While now I stand before you to receive  
The final verdict of the session's end,  
That I have honestly desired to bend  
My every act and effort to your cause,  
And aid you to convert *bills* into *laws*.

#### *Mr. Speaker :*

There's much to you I owe. Accept my thanks,  
For while your station much my own out-ranks,  
Your ever courteous kindness, has made  
Me often near forget my lower grade;  
Made my work easy, and my burden light,  
As we've together sought to hold the right.

My two assistants, I can well commend  
Their work to do, their duties to attend.  
What e're of credit to this desk is due,  
Remember this, they've helped to earn it too.

*Gentlemen :*

Many obligations I am under  
To you all; and now that we must sunder  
The many ties that our relations bound,  
We view the past, and in the busy round  
Of legislative duties find, I trust,  
But little to regret, and much of just  
And proper fellowship. Oft, it may be,  
You have not thought alike, and could not see  
Your way to do as others claimed was right;  
Oft in the strife to shed and gather light,  
To win this cause or that, you have felt hurt  
That others should with equal *viva* concert  
Your efforts to defeat; but in the dim  
And misty glow of time, these specters grim,  
Of struggles lost, and won, will be forgot,  
And memory will weave into the bright  
And sheeny fabric of your lives, the light  
Of many pleasant things, remembered well,  
Of which you will be pleased to think, and tell.

In life's highways may we many times meet,  
With warm hearted pleasure, each other greet,  
With hand grasping hand, as onward we strive,  
Not forgetting the lessons of eighty-five.

Mr. Engleman offered the following:

*Resolved*, That the thanks of this House be extended to Messrs. Hartness and DeViney, of the State Land Office, for the faithful work done by them in preparing lists of State swamp lands sold in the several counties, thus enabling this House to secure to the counties the money their due from said fund;

Which was adopted.

Mr. Watson offered the following:

*Resolved*, That the thanks of the House are hereby tendered to the resident clergy of the city of Lansing for their services in conducting religious exercises at the opening of the daily sessions;

Which was adopted.

Mr. Diekema offered the following:

*Resolved*, That the Clerk of the House of Representatives is hereby instructed to have 1,000 copies of the drain law printed for the use of the members, and he is hereby authorized to mail an equal number of said copies to each member, and that he be authorized to procure the necessary postage stamps and draw an order for the same;

Which was adopted.

Mr. Campbell moved that the Clerk be instructed to procure 1,000 extra copies of the journal of this day's proceedings and forward ten copies to each member, and that the Clerk be authorized to procure the necessary postage stamps and draw an order therefor;

Which motion prevailed.

Mr. Diekema offered the following:

*Resolved*, That the thanks of the House are hereby tendered to Hon. L. M. Sellers, Speaker *pro tem.*, for the able and courteous manner in which he has discharged his duties while presiding over the deliberations of this body;

Which was adopted by an unanimous rising vote.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, June 17, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 271 (File No. 397), entitled

A bill to authorize the Board of Control of State Swamp Land to cause the removal of jams or rafts of floodwood, and to clear out and deepen where necessary the channel of Swan Creek, in the county of Midland, and appropriate two sections of land therefor;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 17, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 15 (File No. 16), entitled

A bill to amend section 4 of an act entitled "An act supplementary to an act entitled 'An act to establish the Detroit House of Correction and to authorize the confinement of convicted persons therein,'" approved March 27, 1867, being compiler's section 9867 of Howell's Annotated Statutes, and to add a new section thereto, to stand as section 7 of said act in place of section 7, which was repealed by act 67, approved May 10, 1879:

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, has ordered the same to take effect July 1, 1886.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

On motion of Mr. Ford,

By a vote of two-thirds of all the members elect, the bill was ordered to take effect July 1, 1886.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 17, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to re-return to the House the following bill:

Senate bill No. 298, entitled

A bill making appropriations for the expenses of the State officers and State government for the years 1885 and 1886, and to provide a tax for the payment of the same;

Concerning which there has been a difference between the two Houses, as

set forth in former messages, and upon which committees of conference duly appointed have failed to agree.

The House having therefore refused to recede from its amendment, the Senate has now amended the same so as to read as follows:

*And provided further,* That there shall be levied and collected in the same way as herein provided and in addition to the sums hereinbefore named, the further sum of fifty-seven thousand three hundred and thirty-three dollars and two-thirds cents for the year 1886, and a like sum each year for five successive years thereafter, to pay the amount now due to the counties as provided for in said section 5394, and denominated therein a "swamp land fund."

In which amendment as thus amended, and in which bill as amended by the amendment so amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The question being on concurring in the amendment made by the Senate to the amendment made to the bill by the House,

On motion of Mr. Markey,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

#### YEAS.

Mr. Barry,	Mr. Divine,	Mr. Lincoln,	Mr. Richardson,
Blacker,	Dodge,	Makelim,	Rumsey,
Brown,	Dunbar,	Manwaring,	Shorts,
Campbell,	Egan,	Markey,	Voorhees,
Cannon,	Estee,	Mason,	Watson,
Case, A. T.,	Gleason,	McCormick,	Webber,
Case, J. A.,	Hammond,	McGregor,	Weiss,
Conrad,	Hayes,	McNabb,	Wellman,
Coomer,	Holman,	O'Keefe,	Williams,
Cross,	Houk,	Oviatt,	Wilson,
Crozer,	Howell,	Parkhurst,	Wood,
Dakin,	Jones,	Post,	Woodruff,
Davis,	Kelly,	Potter,	Wright,
Dickson,	Kirkpatrick,	Powers,	Speaker,
Diekema,			

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#### NAYS.

Mr. Adams,	Mr. Collins,	Mr. Harper,	Mr. Town,
Bentley,	Eldred,	Johnson,	Ulrich,
Boynton,	Ford,	Long,	Walthew,
Brandon,	Gardner,	Malcolm,	Waltz,
Carlton,	Hankerd,	Sellers,	Wiggins,
Chapman,			

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The bill was then referred to the committee on engrossment and enrollment for enrollment.

Senate bill No. 88 (File No. 249), entitled

A bill relative to suits for libel,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:



## YEAS.

Mr. Adams,	Mr. Cross,	Mr. Jones,	Mr. Richardson,
Bardwell,	Crozer,	Kelly,	Sellers,
Barry,	Dakin,	Kirkpatrick,	Swift,
Beecher,	Davis,	Lincoln,	Town,
Blacker,	Divine,	Makelim,	Ulrich,
Boynton,	Dodge,	Malcolm,	Voorhees,
Brant,	Eldred,	McClelend,	Walthew,
Brown,	Hammond,	McCormick,	Wellman,
Carlton,	Harper,	McKie,	Wiggins,
Case, A. T.,	Holman,	McNabb,	Wilson,
Case, J. A.,	Houk,	Oviatt,	Woodruff,
Case, O. N.,	Howell,	Parkhurst,	Wright,
Conrad,	Johnson,	Potter,	Speaker
Coomer,			

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## NAYS.

Mr. Chapman,	Mr. Dunbar,	Mr. Hankerd,	Mr. Williams,
Dickson,	Ford,	Stark,	Wood,
Title agreed to.			

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## MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE, }  
Lansing, June 17, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[House bill No. 446, being]

An act to provide for the purchase of grass or farming lands for the use and benefit of the Michigan Asylum for the Insane, and to make payment for the same out of surplus moneys now or to accumulate in the hands of the treasurer of said asylum;

Also,

[House bill No. 31, File No. 163, being]

An act to amend section 4 of act No. 164 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," approved May 21, 1881, said section 4 being compiler's section 5039 of Howell's General Statutes;

Also,

[House bill No. 480, File No. 187, being]

An act to legalize the proceedings had in laying out and completing a certain ditch or drain in the township of Windsor, in the county of Eaton, and to legalize the tax therefor;

Also,

[House bill No. 419, File No. 286, being]

An act to provide that certain Michigan men who served in batteries "B" and "G," 1st regiment New York light artillery, shall be enrolled in this State, with the same rights and benefits of volunteers who served in Michigan regiments;

Also,

[House bill No. 458, File No. 385, being]

An act to amend section 5209, of the compiled laws of 1871, being section 6772 of Howell's Annotated Statutes;

Also,

[House bill No. 456, File No. 372, being]

An act to authorize the transcript of a judgment from the docket of one justice of the peace to that of another within this State,

Also,

[House bill No. 676, File No. 364, being]

An act making an appropriation for an engine and boiler house and sundry internal improvements in the State prison, at Jackson, Mich.; also an appropriation for the purpose of manufacturing in said institution on State account.

RUSSELL A. ALGER,

Governor.

The message was laid on the table.

The Speaker also announced the following:

EXECUTIVE OFFICE, }  
Lansing, June 17, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[House bill No. 569, File No. 228, being]

An act to amend section 6559 of chapter 205, of the compiled laws of 1871, being compiler's section, of Howell's compilation of the laws of Michigan, No. 8047, relative to service of process on railroad companies;

Also,

[House bill No. 492, File No. 383, being]

An act to amend section 4 of chapter 3, section 5 of chapter 11, and to repeal section 14 of chapter 12 of act No. 10 of the session laws of 1882, being "An act to amend sections 4, 5, and 8 of chapter 2, sections 4 and 7 of chapter 3, section 3 of chapter 4, and sections 5 and 13 of chapter 11, and to add a new section to chapter 12 to stand as section 14 of act No. 243 of the session laws of 1881, entitled 'An act to revise and consolidate the laws relating to the establishment, opening, and improvement, and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State;' " approved June 8, 1881;

Also,

[House bill No. 680, File No. 282, being]

An act to amend section 1 of article V, act No. 259, session laws of 1873, entitled "An act to incorporate the village of Olio," relating to "of the president of said village," and subdivision 12th of section 2, article VI, of the same act, relating to "of the board of trustees," and to add a new section to article XII of the same act, to stand as section 9, relating to "of the limit of taxation;"

Also,

[House bill No. 183, File No. 73, being]

An act to amend and revise the charter of the city of Port Huron;

RUSSELL A. ALGER, Governor.

The message was laid on the table.

Mr. Blacker moved that a committee of three be appointed to wait on the

SENATE CHAMBER,  
Lansing, June 17, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 271 (File No. 397), entitled

A bill to authorize the Board of Control of State Swamp Land to cause the removal of jams or rafts of floodwood, and to clear out and deepen where necessary the channel of Swan Creek, in the county of Midland, and appropriate two sections of land therefor;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 17, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 15 (File No. 16), entitled

A bill to amend section 4 of an act entitled "An act supplementary to an act entitled 'An act to establish the Detroit House of Correction and to authorize the confinement of convicted persons therein,'" approved March 27, 1867, being compiler's section 9867 of Howell's Annotated Statutes, and to add a new section thereto, to stand as section 7 of said act in place of section 7, which was repealed by act 67, approved May 10, 1879:

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, has ordered the same to take effect July 1, 1886.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

On motion of Mr. Ford,

By a vote of two-thirds of all the members elect, the bill was ordered to take effect July 1, 1886.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 17, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to re-return to the House the following bill:

Senate bill No. 298, entitled

A bill making appropriations for the expenses of the State officers and State government for the years 1885 and 1886, and to provide a tax for the payment of the same;

Concerning which there has been a difference between the two Houses, as

set forth in former messages, and upon which committees of conference duly appointed have failed to agree.

The House having therefore refused to recede from its amendment, the Senate has now amended the same so as to read as follows:

*And provided further*, That there shall be levied and collected in the same way as herein provided and in addition to the sums hereinbefore named, the further sum of fifty-seven thousand three hundred and thirty-three dollars and two-thirds cents for the year 1886, and a like sum each year for five successive years thereafter, to pay the amount now due to the counties as provided for in said section 5394, and denominated therein a "swamp land fund."

In which amendment as thus amended, and in which bill as amended by the amendment so amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The question being on concurring in the amendment made by the Senate to the amendment made to the bill by the House,

On motion of Mr. Markey,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

#### YEAS.

Mr. Barry,	Mr. Divine,	Mr. Lincoln,	Mr. Richardson,
Blacker,	Dodge,	Makelim,	Rumsey,
Brown,	Dunbar,	Manwaring,	Shorts,
Campbell,	Egan,	Markey,	Voorhees,
Cannon,	Estee,	Mason,	Watson,
Case, A. T.,	Gleason,	McCormick,	Webber,
Case, J. A.,	Hammond,	McGregor,	Weiss,
Conrad,	Hayes,	McNabb,	Wellman,
Coomer,	Holman,	O'Keefe,	Williams,
Cross,	Houk,	Oviatt,	Wilson,
Crozer,	Howell,	Parkhurst,	Wood,
Dakin,	Jones,	Post,	Woodruff,
Davis,	Kelly,	Potter,	Wright,
Dickson,	Kirkpatrick,	Powers,	Speaker,
Diekema,			

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#### NAYS.

Mr. Adams,	Mr. Collins,	Mr. Harper,	Mr. Town,
Bentley,	Eldred,	Johnson,	Ulrich,
Boynton,	Ford,	Long,	Walthew,
Brandon,	Gardner,	Malcolm,	Waltz,
Carlton,	Hankerd,	Sellers,	Wiggins,
Chapman,			

22

The bill was then referred to the committee on engrossment and enrollment for enrollment.

Senate bill No. 88 (File No. 249), entitled

A bill relative to suits for libel,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Adams,	Mr. Cross,	Mr. Jones,	Mr. Richardson,
Bardwell,	Crozer,	Kelly,	Sellers,
Barry,	Dakin,	Kirkpatrick,	Swift,
Beecher,	Davis,	Lincoln,	Town,
Blacker,	Divine,	Makelim,	Ulrich,
Boynton,	Dodge,	Malcolm,	Voorhees,
Brant,	Eldred,	McClelend,	Walthew,
Brown,	Hammond,	McCormick,	Wellman,
Carlton,	Harper,	McKie,	Wiggins,
Case, A. T.,	Holman,	McNabb,	Wilson,
Case, J. A.,	Houk,	Oviatt,	Woodruff,
Case, O. N.,	Howell,	Parkhurst,	Wright,
Conrad,	Johnson,	Potter,	Speaker
Coomer,			

53

## NAYS.

Mr. Chapman,	Mr. Dunbar,	Mr. Hankerd,	Mr. Williams,
Dickson,	Ford,	Stark,	Wood,
Title agreed to.			

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## MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
Lansing, June 17, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[House bill No. 446, being]

An act to provide for the purchase of grass or farming lands for the use and benefit of the Michigan Asylum for the Insane, and to make payment for the same out of surplus moneys now or to accumulate in the hands of the treasurer of said asylum;

Also,

[House bill No. 31, File No. 163, being]

An act to amend section 4 of act No. 164 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," approved May 21, 1881, said section 4 being compiler's section 5029 of Howell's General Statutes;

Also,

[House bill No. 480, File No. 187, being]

An act to legalize the proceedings had in laying out and completing a certain ditch or drain in the township of Windsor, in the county of Eaton, and to legalize the tax therefor;

Also,

[House bill No. 419, File No. 286, being]

An act to provide that certain Michigan men who served in batteries "B" and "G," 1st regiment New York light artillery, shall be enrolled in this State, with the same rights and benefits of volunteers who served in Michigan regiments;

Also,

[House bill No. 458, File No. 385, being]

An act to amend section 5209, of the compiled laws of 1871, being section 6772 of Howell's Annotated Statutes;

Also,

[House bill No. 456, File No. 372, being]

An act to authorize the transcript of a judgment from the docket of one justice of the peace to that of another within this State,

Also,

[House bill No. 676, File No. 364, being]

An act making an appropriation for an engine and boiler house and sundry internal improvements in the State prison, at Jackson, Mich.; also an appropriation for the purpose of manufacturing in said institution on State account.

RUSSELL A. ALGER,

Governor.

The message was laid on the table.

The Speaker also announced the following:

EXECUTIVE OFFICE, }  
Lansing, June 17, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[House bill No. 569, File No. 228, being]

An act to amend section 6559 of chapter 205, of the compiled laws of 1871, being compiler's section, of Howell's compilation of the laws of Michigan, No. 8047, relative to service of process on railroad companies;

Also,

[House bill No. 492, File No. 383, being]

An act to amend section 4 of chapter 3, section 5 of chapter 11, and to repeal section 14 of chapter 12 of act No. 10 of the session laws of 1882, being "An act to amend sections 4, 5, and 8 of chapter 2, sections 4 and 7 of chapter 3, section 3 of chapter 4, and sections 5 and 13 of chapter 11, and to add a new section to chapter 12 to stand as section 14 of act No. 243 of the session laws of 1881, entitled 'An act to revise and consolidate the laws relating to the establishment, opening, and improvement, and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State;'" approved June 8, 1881;

Also,

[House bill No. 680, File No. 282, being]

An act to amend section 1 of article V, act No. 259, session laws of 1873, entitled "An act to incorporate the village of Olio," relating to "of the president of said village," and subdivision 12th of section 2, article VI, of the same act, relating to "of the board of trustees," and to add a new section to article XII of the same act, to stand as section 9, relating to "of the limit of taxation;"

Also,

[House bill No. 183, File No. 73, being]

An act to amend and revise the charter of the city of Port Huron;

RUSSELL A. ALGER, Governor.

The message was laid on the table.

Mr. Blacker moved that a committee of three be appointed to wait on the

Senate and inform that body that the House has finished its business and is ready to adjourn ;

Which motion prevailed.

The Speaker announced as such committee Messrs. Blacker, Divine, and Walthew.

Mr. Estee offered the following:

*Resolved*, That the thanks of this House are hereby tendered to Mrs. Josephine Robinson for the courteous and efficient manner in which she has discharged the duties of postmistress ;

Which,

On demand of Mr. Dodge,

Was adopted by an unanimous rising vote.

The Speaker also announced the following :

SENATE CHAMBER,  
Lansing June 17, 1885. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed to inform the House that the Senate has appointed Senators Pulver, Kempf, and Sherwood as a committee on the part of the Senate to act with a like committee on the part of the House, to wait on the Governor and inform him that the two Houses have completed their work and are ready to adjourn, and to inquire if he has any further communications to make to the Legislature.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

On motion of Mr. Walthew,

The House concurred in action of the Senate in the appointment of a committee to wait on the Governor and inform him that the two Houses have completed their work and are ready to adjourn, and the Speaker announced as such committee, on the part of the House, Messrs. Walthew, Markey, and Long.

The committee appointed to wait on the Senate and inform that body that the House has completed its business and is ready to adjourn, reported that they had performed the duty assigned them and asked to be discharged.

Report accepted and committee discharged.

The committee appointed to wait on the Governor and inform his excellency that the House has finished its business, and to inquire if he has any further communication to make, reported that they had performed the duty assigned them, and the Governor had informed them that he had no further communication to make to the House, and asked to be discharged.

Report accepted and committee discharged.

On motion of Mr. Blacker,

The House adjourned, and

The Speaker declared the House adjourned until 10 A. M., to-morrow.

*Lansing, Thursday, June 18, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Roll called: not a quorum present.

The following members answered to their names: Messrs. Baker, J. A. Case, Dickson, Hammond, Mason, McNabb, Potter, Powers, Staples, Stark, Town, Wiggins, Wilson, and Speaker. .

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following:

House bill No. 207 (File No. 140), entitled

A bill to amend sections 1, 2, 3, 4, and 5 of chapter 215 of the compiled laws of 1871, relative to certain liens upon real property and the acts amendatory thereof, the same being sections 8377, 8378, 8379, 8380, and 8381 of the general statutes of the State of Michigan as compiled by Andrew Howell;

Also,

House bill No. 555 (File No. 326), entitled

A bill to impose a tax on the business of selling spirituous, intoxicating, malt, brewed, and fermented liquors in the State of Michigan, to be shipped from without the State, and to repeal act No. 226, laws of 1875, and being compiler's sections 1277, 1278, 1279, and 1280, Howell's Annotated Statutes of 1882;

Also,

House bill No. 571 (File No. 413), entitled

A bill to provide for the purchase of certain lands adjoining lands now owned by the Michigan State Prison, at Jackson, and for the sale of certain lands owned by the State of Michigan.

R. J. DICKSON, *Chairman.*

Report accepted.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 241 (File No. 409), entitled

A bill to amend sections 40, 44, and 48 of an act entitled "An act to provide for holding general and special elections," approved June 27, 1851, being sections 71, 75, and 79 of the compiled laws of 1871;

Also,

House bill No. 686 (File No. 400), entitled

A bill making an appropriation of swamp land to aid in draining the swamp land adjacent to Dowagiac creek, in Van Buren county, Michigan;

Also,

House bill No. 271 (File No. 397), entitled

A bill to authorize the Board of Control of State Swamp Lands to cause the removal of jams or rafts of floodwood, and to clear out and deepen where necessary the channel of Swan Creek, in the county of Midland;

Also,

House bill No. 15 (File No. 16) entitled



A bill to amend section 4 of an act entitled "An act supplementary to an act entitled 'An act to establish the Detroit House of Correction and to authorize the confinement of convicted persons therein,'" approved March 27, 1867, being compiler's section 9867 of Howell's Annotated Statutes, and to add a new section thereto, to stand as section 7 of said act, in place of section 7, which was repealed by act No. 67, approved May 10, 1879.

R. J. DICKSON, *Chairman.*

Report accepted.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 574 (File No. 284), entitled

A bill to amend an act to incorporate the city of Owosso, approved February 15, 1859, and acts amendatory thereof, and to repeal sections 29, 196, and 197 of said act;

Also,

House joint resolution No. 28 (File No. 24), entitled

Joint resolution proposing an amendment to section 1, article 9, of the constitution of this State, relative to the Salaries of State officers.

R. J. DICKSON, *Chairman.*

Report accepted.

On motion of Mr. McNabb,

The House adjourned.

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*Lansing, Friday, June 19, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Roll called: not a quorum present.

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

House bill No. 10 (File No. 337), entitled

A bill to revise and consolidate the laws relative to the State Prison and to the House of Correction and Reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent therewith;

Also,

House bill No. 40 (File No. 381), entitled

A bill to incorporate the public schools of the village of Ovid, Clinton county;

Also,

House bill No. 207 (File No. 140), entitled

A bill to amend sections 1, 2, 3, 4, and 5, of chapter 215 of the compiled

laws of 1871, relative to certain liens upon real property, and the acts amendatory thereof, the same being sections 8377, 8378, 8379, 8380, and 8381 of the general statutes of the State of Michigan as compiled by Andrew Howell;

Also,

House bill No. 272 (File No. 414), entitled

A bill to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto;

Also,

House bill No. 713 (File No. 384), entitled

A bill to provide for the collection of certain ditch or drain orders issued for the construction of a ditch on the township line between Clyde and Ganges, in Allegan county;

Also,

House bill No. 608 (File No. 422), entitled

A bill making an appropriation of State swamp lands to aid the county of Ingham to drain and reclaim certain swamp and overflowed lands by opening and deepening the outlet of Hewes and Ewers lakes, and to authorize a tax to complete the same and to repeal act No. 85 of the session laws of 1881, entitled "An act to authorize the board of control of State swamp land to make an appropriation of swamp land to drain and reclaim certain swamp and overflowed lands in Ingham and Bunkerhill townships, Ingham county, by opening and deepening the natural outlet of Hewes and Ewers lakes," approved April 12, 1881;

Also,

House bill No. 499 (File No. 434) entitled

A bill to amend sections 3, 4, and 5, of chapter one, of an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," being act No. 326 of the session laws of 1883, approved June 7, 1883, and to add five new sections to said chapter to be known as sections 6, 7, 8, 9, and 10;

Also,

House bill No. 87 (File No. 108), entitled

A bill to provide for the prevention of the introduction and spread of cholera and other dangerous and communicable diseases.

R. J. DICKSON, *Chairman*.

Report accepted.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
Lansing, June 18, 1885. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State,

[House bill No. 207, File No. 140, being]

An act to amend sections 1, 2, 3, 4, and 5 of chapter 215 of the compiled laws of 1871, relative to certain liens upon real property, and the acts amendatory thereof, the same being sections 8377, 8378, 8379, 8380, and 8381 of the general statutes of the State of Michigan as compiled by Andrew Howell;

Also,

[House joint resolution No. 28, File No. 24, being]

Joint resolution proposing an amendment to section 1, article 9, of the constitution of this State, relative to the salaries of State officers;

Also,

[House bill No. 15, File No. 16, being]

An act to amend section 4 of an act entitled "An act supplementary to an act entitled an act to establish the Detroit House of Correction, and to authorize the confinement of convicted persons therein," approved March 27, 1867, being compiler's section 9867 of Howell's Annotated Statutes, and to add a new section thereto, to stand as section 7 of said act in place of section 7 which was repealed by act 67, approved May 10, 1879;

Also,

[House bill No. 241, File No. 409, being]

An act to amend sections 40, 44, and 48 of an act entitled "An act to provide for holding general and special elections," approved June 27, 1851, being sections 71, 75, and 79 of the compiled laws of 1871;

Also,

[House bill No. 686 File No. 400, being]

An act making an appropriation of swamp land to aid in draining the swamp land adjacent to Dowagiac creek, in Van Buren county, Michigan;

Also,

[House bill No. 194, File No. 430, being]

An act to establish a board of building inspectors in and for the city of Detroit, and to define its powers and duties;

Also,

[House bill No. 571, File No. 413, being]

An act to provide for the purchase of certain lands adjoining lands now owned by the Michigan State prison at Jackson, and for the sale of certain lands owned by the State of Michigan;

Also,

[House bill 574, File No. 284, being]

An act to amend an act to incorporate the city of Owosso, approved February 15, 1859, and acts amendatory thereof, and to repeal sections 29, 196, and 127 of said act;

Also,

[House bill No. 668, File No. 393, being]

An act to amend certain sections of an act entitled "An act to organize a union school district of Bay City," approved March 20, 1867;

Also,

[House bill No. 555, File No. 326, being]

An act to impose a tax on the business of selling spirituous, intoxicating, malt, brewed, and fermented liquors in the State of Michigan, to be shipped from without the State, and to repeal act No. 226, laws of 1875, and being compiler's sections 1277, 1278, 1279, and 1280, Howell's Annotated Statutes of 1882;

Also,

[House bill No. 40 File No. 381, being]

An act to incorporate the public schools of the village of Ovid, Clinton county.

R. A. ALGER,  
Governor.

The message was laid on the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, June 19, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 264, entitled

A bill to prevent the use of tobacco by teachers or pupils of public and private schools in and around school rooms and upon school grounds,

Which passed the Senate June 16, 1885, but which was retained by the Secretary until this day, upon a notice given by Mr. Hawley that he would move to reconsider the vote by which the bill passed, as appears by Senate Journal of June 16.

Very respectfully,  
LEWIS M. MILLER,  
Secretary of the Senate.

The bill was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, June 19, 1885. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to return to the House the following bills:

1. House bill No. 135 (File No. 181), entitled

A bill to amend section 65 of act No. 213 of the session laws of 1875, being section 9727 of Howell's Annotated Statutes relative to the State prison and the government thereof;

2. House bill No. 732 (File No. 427), entitled

A bill to authorize the purchase of certain books for the use of township officers.

3. House bill No. 399 (File No. 222), entitled

A bill to prevent the injury or destruction of baggage;

4. House bill No. 653 (File No. 321), entitled

A bill to amend section 17, chapter 96, being section 3582, Howell's Annotated Statutes, relative to tolls on toll roads;

5. House bill No. 442 (File No. 295), entitled

A bill to authorize suits at law upon indebtedness before the maturity thereof in certain cases;

6. House bill No. 437 (File No. 334), entitled

A bill to amend section 13 of chapter 286 of Howell's Annotated Statutes, being compiler's section 8296, relative to summary proceedings to recover the possession of land in other cases;

7. House bill No. 384 (File No. 315), entitled

A bill to amend section 8 of an act entitled "An act relative to the organization and powers of fire and marine insurance companies transacting business within this State," approved April 3, 1869;

8. House bill No. 330 (File No. 106), entitled

A bill to amend act No. 351 of the session laws of 1879, entitled "An act to prevent the sale of unsound meat or provisions in the city of Detroit,"

approved April 19, 1879, as amended by act No. 419 of the session laws of 1881, and to add a new section thereto to be known as section 9 of said act ;

9. House bill No. 616 (File No. 273), entitled

A bill to amend section 5 of act 198, of the session laws of 1877, entitled "An act to provide for a tax upon dogs and to create a fund for the payment of certain damages for sheep killed or wounded by them in certain cases," approved May 23, 1877, as amended by act No. 283 of the session laws of 1881, approved June 11, 1881, being compiler's section No. 2127 of Howell's Annotated Statutes ;

10. House bill No. 423 (File No. 339), entitled

A bill to amend section 9 of chapter 157, of the compiled laws of 1871, entitled "The inventory and collection of the effects of deceased persons," being compiler's section 5877 of Howell's Annotated Statutes ;

11. House bill No. 525 (File No. 155), entitled

A bill to amend section 19 of chapter 3 of act No. 164 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," approved May 21, 1881, being compiler's section 5071 of the general statutes of the State of Michigan, compiled and annotated by Andrew Howell ;

12. House bill No. 679 (File No. 191), entitled

A bill to amend act No. 26, laws of 1873, entitled "An act to prevent and punish offenders for the adulteration of milk and the products made therefrom, and to repeal an act entitled 'An act to prevent the adulteration of milk, and to prevent the traffic in unwholesome milk,' approved March 31, 1871," being section 2244 of Howell's Annotated Statutes, by adding a section thereto to stand as section 2 ;

13. House bill No. 389 (File No. 407), entitled

A bill to provide for the correction of errors in certified statements made by inspectors of election of the results of the election ;

14. House bill No. 401 (File No. 276), entitled

A bill to amend section 13 of chapter 3 of act No. 164, session laws of 1881, being consecutive section 5065 of Howell's Annotated Statutes relative to the employment of teachers in public schools ;

15. House bill No. 605 (File 342), entitled

A bill to amend an act entitled "An act to revise the charter of the city of Lansing," approved March 25, 1875, as amended by act No. 273, laws of 1877, and as amended by act No. 338, laws of 1883 ;

16. House bill No. 723 (File No. 426), entitled

A bill to prevent sheriffs, constables, and coroners from hiding or concealing goods and chattels taken on execution, and to punish as a misdemeanor, such action on their part ;

17. House bill No. 502 (File No. 399), entitled

A bill giving a right of action to employes injured, and to their next of kin if killed in any manufacturing establishment, and giving a lien to such employes and next of kin on the land on which such establishment is situated, and on all buildings, personal property, and fire insurance thereon, in all cases where such employes are injured or killed by reason of insufficient fire escapes in such establishments ; such lien to take precedence of any prior mortgage, levy, lien, assignment, deed of trust, or other incumbrances whatsoever ;

18. House bill No. 274 (File No. 309), entitled

A bill to amend act No. 138 of the public acts of 1881, and being compiler's sections No. 1813 to 1818 inclusive, Howell's Annotated Statutes of 1882, being an act to provide for the medical and surgical treatment of dependent children at the hospital of the Michigan University;

19. House bill No. 545 (File No. 418), entitled

A bill to amend section 10 of an act entitled "An act authorizing the formation of partnership associations in which the capital subscribed shall alone be responsible for the debts of the association, except under certain circumstances," approved May 22, 1877, being section 2374, Howell's Statutes;

20. House bill No. 57 (File No. 25), entitled

A bill to amend sundry sections of act No. 145 of the session laws of 1881, entitled "An act establishing a lien for labor and services upon logs, timber, cedar posts, telegraph poles, railroad ties, tan bark, shingle bolts, and staves, and to repeal act No. 185 of the session laws of 1873, entitled 'An act establishing a lien for labor and services upon logs and timber,' as amended by act No. 253 of the session laws of 1879," and to add a new section thereto to stand as section 17;

21. House bill No. 59 (File No. 14), entitled

A bill to equalize State bounties to volunteers in the late war of the rebellion;

22. House bill No. 24, entitled

A bill to reorganize the Supreme Court and fix the salaries of the justices thereof;

23. House bill No. 704 (File No. 313), entitled

A bill to extend and regulate the liability of employers to make compensations for personal injuries suffered by employes or workmen in their service;

24. House bill No. 80 (File No. 129), entitled

A bill to regulate the trial of actions for damages arising from negligence;

25. House bill No. 373 (File No. 207), entitled

A bill for the incorporation of building, loan fund and saving associations;

26. House bill No. 626 (File No. 388), entitled

A bill to amend section 4339 of the compiled laws of 1871, being section 5802 of Howell's Annotated Statutes, relative to the probate of wills;

27. House bill No. 341 (File No. 183), entitled

A bill in relation to jurors in courts of record in the county of Wayne, and to revise the laws relative thereto;

28. House bill No. 297 (File No. 190), entitled

A bill to amend section 10 of chapter 81, revised statutes of 1846, as amended by act No. 158, session laws of 1881, approved April 15, 1871, being section 6193 Howell's Annotated Statutes, relative to fraudulent conveyances and contracts relative to goods, chattels, and things in action;

29. House bill No. 431 (File No. 175), entitled

A bill to amend section 20 of chapter 4 of act 164, Session Laws of 1881, being consecutive section 5097 of Howell's Annotated Statutes of 1882, relative to the payment by township treasurers of school taxes collected;

30. House bill No. 103 (File No. 132), entitled

A bill to amend an act entitled "An act directing the county clerk in each of the counties of this State to provide uniform ballots on constitutional amendments," being act 66 of the session laws of 1873, approved April 1, 1883, by continuous Sec. 237 of Howell's Annotated Statutes;

31. House bill No. 585 (File No. 289), entitled

A bill to authorize and empower the board of control of State swamp lands to lay out, open, and construct a drain or water course in the townships of Verona and Colfax in the county of Huron, in this State, and to make an appropriation of swamp lands therefor;

32. House bill No. 641 (File No. 389), entitled

A bill to amend sections 1 and 2 of act number 178 of the session laws of 1881, approved May 31, 1881, relative to jurisdiction of circuit courts in suits against mutual benefit, coöperative, and benevolent associations, being compiler's sections 4360 and 4361 of Howell's Annotated Statutes of 1882;

33. House bill No. 193 (File No. 231), entitled

A bill to amend section 1 of act 240, of session laws of 1881, being continuous section 9134 of Howell's "Annotated Statutes of Michigan," entitled "An act to amend section 7563 of the compiled laws of 1871, as amended by act No. 93 of the session laws of 1875, relative to offenses against property;

34. House bill No. 234 (File No. 178), entitled

A bill to amend section six of act No. 259, session laws of 1881, entitled "An act to regulate the sale of spirituous, malt, brewed, fermented and vinous liquors, to prohibit the sale of such liquors to minors, intoxicated persons, and to persons in the habit of getting intoxicated, to provide a remedy against persons selling liquor to husbands or children in certain cases, and to repeal all acts or parts of acts inconsistent herewith, approved June 10, 1881, the same being section 2275, Howell's Annotated Statutes;

35. House bill No. 223 (File No. 120), entitled

A bill to secure the enforcement of the laws regulating the fisheries of this State, and the gathering of fishery statistics, for the appointment of an inspector and wardens for that purpose and defining the duties of such officers and all persons in relation to the same, and to make appropriation therefor;

36. House bill No. 624 (File No. 243), entitled

A bill to require vendors of personal property retaining titles thereto, to file a notice thereof in the office of the township or city clerk in which the vendee resides;

37. House bill No. 599 (File No. 216), entitled

A bill to amend section 4 of an act entitled "An act to protect fish and preserve fisheries of this State," approved March 21, 1865, act number 350 session laws 1865, being section 2166 of Howell's Annotated Statutes;

38. House bill No. 15 (File No. 11), entitled

A bill to repeal section 45 and to amend sections 46 and 47 of act No. 176 of the session laws of 1877, entitled "An act to regulate and govern the State House of Correction and Reformatory at Ionia;"

39. House bill No. 485 (File No. 411), entitled

A bill to amend sections 1, 2, 3, 4, 5, and 10, act No. 144 of session laws of 1883, entitled "An act to provide for the compulsory education of children in certain cases;"

40. House bill No. 481 (File No. 421), entitled

A bill to regulate the appointments made by the Governor of this State of the members of the boards of control and trustees in charge of the several State institutions;

41. House bill No. 248 (File No. 269), entitled

A bill to amend section 2 of an act entitled "An act to amend sections 2, 3, and 5, of chapter 240 of the compiled laws of 1871, the same being compiler's sections 7473, 7479, and 7481," the same being section 9053 of Howell's

Annotated Statutes, relative to the fees of justices of the peace, constables, and sheriffs in criminal cases;

42. House bill No. 723 (File No. 426), entitled

A bill to prevent sheriffs, constables, and coroners from hiding or concealing goods and chattels taken on execution, and to punish as a misdemeanor such action on their part;

43. House bill No. 321 (File No. 285), entitled

A bill to amend section 19 chapter 154 of the revised statutes of 1846, being compiler's section 9141 of Howell's General Statutes of the State of Michigan relative to offenses against property;

44. House bill No. 494 (File No. 232), entitled

A bill to provide for the taxation of railway or railroad companies organized and existing under any special act or acts of incorporation or consolidation or which have heretofore been taxed under any special act or acts, and to repeal all acts or parts of acts inconsistent with the provisions of this act;

45. House bill No. 440 (File No. 283), entitled

A bill to repeal sections 1, 2, 3, 4, 5, 6, 7, 8, 9, and 10 of act No. 192 of the session laws of 1871, approved April 17, and July 18, 1871, and all acts or parts of acts amendatory thereto, and to repeal sections 1 and 2 of act No. 82 of the session laws of 1879, and all acts amendatory thereof, being sections 9882, 9883, 9884, 9885, 9886, 9887, 9888, 9889, 9890, 9891, 9892, 9893, of Howell's Annotated Statutes of Michigan, relative to the State Board of Corrections and Charities;

46. House bill No. 532 (File No. 255), entitled

A bill to amend section 163 of chapter 178 of the compiled laws of 1871 being section 6976 of Howell's Annotated Statutes, relative to courts held by justices of the peace;

47. House bill No. 134 (File No. 92), entitled

A bill to prohibit the teaching of languages other than the English, and studies in other than the English language in the primary schools of this State, except in certain cases;

48. House bill No. 245 (File No. 261), entitled

A bill to amend section 15 of chapter 123 of the revised statutes of 1846, as subsequently amended, being compiler's section 6709 of the compiled laws of 1871, relating to summary proceedings to recover possession of land;

49. House bill No. 303 (File No. 110), entitled

A bill to repeal act No. 11, of the session laws of 1869, approved February 19, 1869, entitled "An act relating to interest upon installments falling due upon written contracts;"

50. House bill No. 595 (File No. 370), entitled

A bill to authorize the treasurer of Decatur township to pay back to the taxpayers the taxes declared by the Supreme Court to have been levied under a void law;

51. House bill No. 229 (File No. 91), entitled

A bill to amend section 13 of chapter 150 of the revised statutes of Michigan, of 1846, the same being compiler's section 909 of Howell's Annotated Statutes of Michigan, of 1882, relative to fees of constables in civil cases;

52. House bill No. 487 (File No. 286), entitled

A bill to detach certain territory from the counties of Cheboygan and Presque Isle, and to organize the same into a new county to be called Sumner county, and to detach certain territory from Presque Isle county and attach the same to Cheboygan county;



53. House bill No. 531 (File No. 405), entitled

A bill to create a commission of toll roads and toll bridges, being supplemental to chapter 96 of Howell's General Statutes, compilation of 1882, and to amend section 40 of said chapter 96;

54. House bill No. 701 (File No. 352), entitled

A bill to amend section 14, chapter 2, of act No. 243 of the session laws of 1871, relative to assessments for highway purposes, being section 1338 of Howell's Annotated Statutes of 1882;

55. House bill 75 (File No. 31), entitled

A bill to amend section 4547, Compiled Laws of 1871, being section 6027 of Howell's Annotated Statutes, relative to sale of lands for the payment of debts by executors, administrators, and guardians;

56. House bill No. 323 (File No. 287), entitled

A bill to amend section IX of chapter 227 of the compiled laws of 1871, being compiler's section 7127, relative to writs of error and *certiorari*, being section 8686 of Howell's Annotated Statutes of Michigan;

57. House bill No. 684 (File No. 260), entitled

A bill to require prosecuting attorneys in each county to furnish the Attorney General with a statement of the case and briefs in all criminal cases and proceedings removed from their counties to the Supreme Court;

58. House bill No. 38 (File No. 21), entitled

A bill to repeal an act entitled "An act to provide for the prevention and punishment of horse stealing," approved May 9, 1877, being act No. 102 of the public acts of 1871;

59. House bill No. 120 (File No. 51), entitled

A bill to amend section 3, chapter 194, relative to the State Agricultural College, being section 4979 of Howell's Annotated Statutes of Michigan;

60. House bill No. 197 (File No. 130), entitled

A bill to amend compiler's section 5372 of the compiled laws of 1871 and all acts amendatory thereto and being compiler's section No. 6937 of Howell's Annotated Statutes relative to transfer of causes in justices' courts;

61. House bill No. 48 (File No. 9), entitled

A bill to amend section 1 of chapter 178 of the Compiled Laws of 1871, entitled "an act to amend chapter 93 of the revised statutes of 1846, entitled 'of courts held by justices of the peace,'" the same being section 6814 of Howell's Annotated Statutes;

62. House bill No. 96 (File No. 28), entitled

A bill to amend section one of act No. 251 of the session laws of 1881, being section 2198 of Howell's Annotated Statutes;

63. House bill No. 367 (File No. 351), entitled

A bill to encourage the construction of wire or other open fences on public highways;

64. House bill No. 116 (File No. 65), entitled

A bill for the preservation of public records, maps, and papers;

65. House bill No. 621 (File No. 379), entitled

A bill to prescribe the duties of the Attorney General in certain cases;

66. House bill No. 231 (File No. 98) entitled

A bill to amend section 5935 of the compiled laws of 1871, relative to evidence, the same being section 7508 of Howell's Annotated Statutes;

67. House bill No. 159 (File No. 72), entitled

A bill to prohibit and to regulate the removal of certain civil causes to the

supreme court when the matter in controversy is less than one hundred dollars;

68. House bill No. 542 (File No. 272), entitled

A bill to provide for and preserve the purity of the judiciary;

69. House bill No. 83 (File No. 256), entitled

A bill to define the qualifications of deputy sheriffs and under sheriffs to be hereafter appointed in this State;

70. House bill No. 590 (File No. 293), entitled

A bill to provide for the appointment and compensation, and to prescribe the duties of a stenographer for the 22d judicial circuit;

71. House bill No. 601 (File No. 343), entitled

A bill to provide for the preparation, publication, and distribution of a Legislative Manual annually;

72. House bill No. 192 (File No. 349), entitled

A bill to prohibit the use of scrip or store orders in the payment of wages of laborers in shops and factories;

73. House bill No. 530, entitled

A bill to extend the time for the collection of taxes in the township of Indian Fields, Tuscola county, Mich., for the year 1884;

74. House bill No. 216 (File No. 327), entitled

A bill to provide for the better protection of the health, comfort, and safety of persons employed in shops and factories;

75. House bill No. 174 (File No. 340), entitled,

A bill to prohibit the manufacture and sale of butterine and oleomargarine, for the better protection of the public health;

76. House bill No. 678 (File No. 234), entitled

A bill to prevent the sale and use of unwholesome milk and milk products;

77. House bill No. 240 (File No. 102), entitled

A bill to provide for the number of jurors in trials of civil actions in courts of record;

78. House bill No. 287 (File No. 341), entitled

A bill to prevent non-resident aliens from acquiring or holding lands in this State;

79. House bill No. 640, entitled

A bill to detach certain territory in the township of Middlebury, in Shiawassee county, and attach the same to the township of Ovid, in Clinton county;

House bill No. 7 (File No. 3), entitled

A bill to provide for the penalty of death in certain cases of murder;

Also the following joint resolutions:

1. House joint resolution No. 44 (File No. 15), entitled

Joint resolution to amend section 2 of article 18 of the constitution of this State, relative to drain commissioners;

2. House joint resolution No. 14 (File No. 18), entitled

Joint resolution relative to unearned land grants;

3. House joint resolution No. 39 (File No. 22), entitled

Joint resolution to amend section 1 of article 7 of the constitution of this State, relative to elections;

4. House joint resolution No. 37 (File No. 23), entitled

Joint resolution proposing an amendment to section 15, article 4 of the constitution of this State, relative to the compensation of members of the Legislature;

5. House joint resolution No. 19 (File No. 13), entitled

A joint resolution to amend the constitution of this State by striking out section 6 of article 4, legislative department, which makes persons holding certain United States, State, and county offices ineligible to or have a seat in either house of the Legislature;

In the passage of which the Senate has non-concurred.

Very respectfully,

LEWIS M. MILLER,

*Secretary of the Senate.*

The several bills and joint resolutions were laid on the table.

On motion of Mr. Dickson,

The House adjourned.

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*Lansing, Saturday, June 20, 1885.*

The House met pursuant to adjournment and was called to order by the Speaker.

Roll called; not a quorum present.

The Speaker announced the following:

EXECUTIVE OFFICER, }  
*Lansing, June 19, 1885.*

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

[House bill No. 272, File No. 401, being]

An act to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto;

Also,

[House bill No. 206, File No. 270, being]

An act to amend section 1 of an act entitled "An act to authorize the judges of probate in certain counties to appoint a register, and prescribing his duties and compensation," approved March 30, 1869, as amended, being compiler's section 535 of Howell's Annotated Statutes of Michigan;

Also,

[House bill No. —, File No. —, being]

An act for the collection of certain ditch or drain orders issued for the construction of a ditch on the township line between Clyde and Ganges in Allegan county;

Also,

[House bill No. 499, File No. 434, being]

An act to amend sections 3, 4, and 5, of chapter 1, of an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," being act No. 326 of the session laws of 1883, approved June 7, 1883, and to add five new section to said chapter to be known as section 6, 7, 8, 9, and 10;

Also,

[House bill No. 271, File No. 397, being]

An act to authorize the board of control of State swamp land to cause the removal of jams or rafts of flood-wood, and to clear out and deepen, where necessary, the channel of Swan Creek, in the county of Midland, and appropriate two sections of land therefor ;

Also,

[House bill No. 87, File No. 101, being]

An act to provide for the prevention of the introduction and spread of cholera and other dangerous communicable diseases ;

Also,

[House bill No. 608, File No. 422, being]

An act making an appropriation of State swamp lands to aid the county of Ingham to drain and reclaim certain swamp and overflowed lands by opening and deepening the outlet of Hewes and Ewers lakes, and to authorize a tax to complete the same and to repeal act No. 85 of the session laws of 1881, entitled "An act to authorize the board of control of State swamp lands to make an appropriation of swamp land to drain and reclaim certain swamp and overflowed lands in Ingham and Bunkerhill townships, Ingham county, by opening and deepening the natural outlet of Hewes and Ewers lakes," approved April 12, 1881.

ARCHIBALD BUTTARS, *Acting Governor.*

The message was laid on the table.

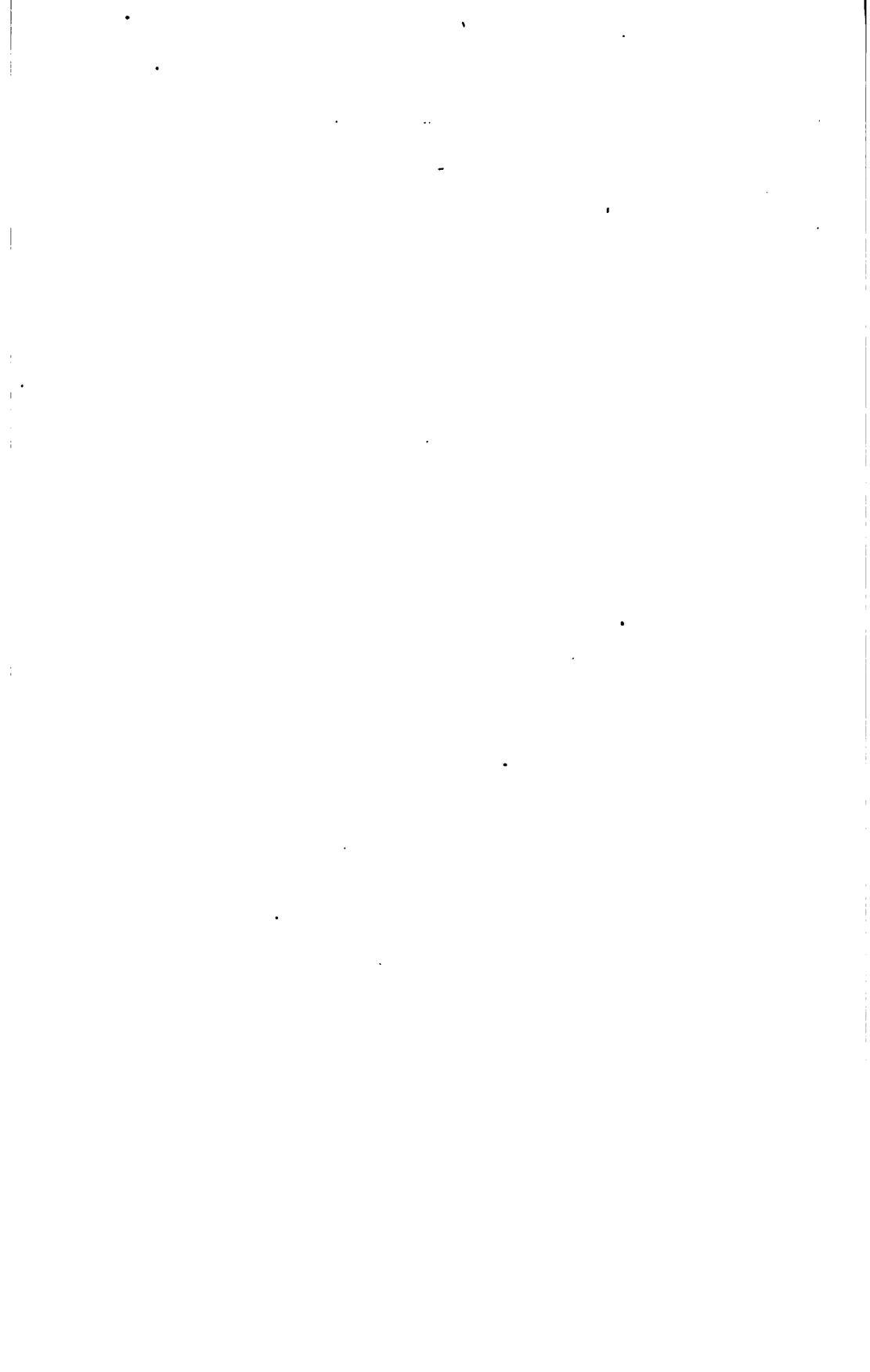
The hour of 12 o'clock M. having arrived, the Speaker declared the House adjourned *sine die*.

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HOUSE OF REPRESENTATIVES, }  
Lansing, June 20, 1885. }

I hereby certify that the foregoing is a correct Journal of the proceedings of the House of Representatives of the Legislature of Michigan, for the year 1885.

DANIEL L. CROSWELL,  
*Clerk of the House of Representatives.*



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# INDEX.

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# INDEX.

This Index contains the following named matter, and arranged in the order indicated:

1. Index of subject matter of every bill and joint resolution introduced into the House, or received from the Senate.
2. Complete history of each House bill, with introduction, number, and, if printed, file number of the same.
3. Complete history of each Senate bill received by the House, under its Senate introduction number.
4. Complete history of each Senate joint resolution received by the House.
5. Complete history of each House joint resolution.
6. General Index to Journal.

## ABBREVIATIONS.

H. B., House bill; S. B., Senate bill.

H. J. R., House joint resolution; S. J. R., Senate joint resolution.

H. C. R., House concurrent resolution; S. C. R., Senate concurrent resolution.

When no abbreviation is given with number, House bill is intended.

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Numbered as introduced; House bill numbers.

File numbered as printed to place on file.

Bills for which no file number is given were not printed.

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1. A bill to repeal act 122 of the session laws of 1869, entitled "An act to amend sections 1 and 3 of act number 76 of the session laws of 1867, being an act to provide for the appointment of a commissioner to be known as the swamp land State road commissioner," approved March 21, 1867; also act 182 of the session laws of 1875, entitled "An act to amend sections 1 and 17 of an act to create a board of State swamp land commissioners, and to repeal act 76 of the session laws of 1867, being sections 4003, to 4019, both inclusive of the compiled laws of 1871," and the several acts amendatory thereof, and to transfer the duties of said office to the commissioner of the State land office:	
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12. A bill to confer power and authority upon the common council of the village of Houghton to purchase and acquire property, and to erect all proper and necessary structures in connection therewith, without as well as within the corporate limits of said village, and to hold and maintain the same for the sole purpose of supplying said village and the inhabitants thereof with water:	
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reported enrolled June 18.....	1995-6
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reported enrolled June 17.....	1892
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17. A bill to amend sections 8 and 11 of an act entitled "An act to establish a board of police and fire commissioners in the city of Grand Rapids, and to prescribe their powers and duties," approved May 24, 1881:	
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reported enrolled June 2.....	1571
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reported; enrolled April 29.....	1219
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21. A bill to incorporate the public schools of the township of Green:	
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reported; general order February 16.....	350
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reported; amended; third reading March 2.....	585
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reported enrolled March 30.....	925
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25. A bill to legalize the assessment roll of the township of Watertown, in the county of Clinton, for the year 1870:	
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reported enrolled February 17.....	359
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26. A bill to authorize the township of Thomastown, in the county of Saginaw, to contract with the State road bridge company for the right for the tax payers of said township to cross said company's bridge free of toll, during the unexpired term of said company's charter, and to raise the necessary money to pay for the use of said bridge:	
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reported enrolled April 11.....	1028
approved April 17.....	1098-9
29. A bill to amend sections 14 and 15 of an act entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon," approved March 14, 1882:	
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reported; tabled June 17.....	1884-7
31. A bill to amend section 4 of act 164 of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," approved May 21, 1881, said section 4 being compiler's section 5029 of Howell's General Statutes:	
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referred to the committee on judiciary.....	284
reported without recommendation; tabled February 27.....	560
210. * A bill to make it a misdemeanor to unhitch any horse or team, or to ride	
or drive the same away, in certain cases:	
introduced by Mr. O. N. Case February 11.....	284
referred to the committee on judiciary.....	284
reported; general order February 12.....	288-9
file No. 81.	
reported; third reading February 20.....	456-7
passed February 24, 1885.....	616
returned; referred to E. and E. May 13.....	1359
reported enrolled May 14.....	1370

\* House bill 230 is erroneously printed 210.

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approved May 15 .....	1392
211. A bill to amend section 1 of act number 138 of the public acts of 1875, relative to subjects for dissection for the advancement of science, approved April 27, 1875, as amended by act number 16 of the public acts of 1881, approved March 2, 1881, the same being section 2110 of the compiled laws of 1871, as amended, the same being chapter 72, section 2284 of annotated statutes of Michigan:	
introduced by Mr. Dodge February 12 .....	292
referred to the committee on judiciary .....	292
reported; general order February 16 .....	348-9
file No. 97.	
reported; special order March 24 2 p. m. March 16 .....	763-4
reported; third reading March 24 .....	840-1
tabled March 25 .....	843-4
taken up; lost; reconsidered; tabled March 26 .....	868-70
taken up; passed March 26 .....	871-2
returned; referred to E. and E. May 5 .....	1269-70
reported enrolled May 8 .....	1311
approved May 11 .....	1331-2
212. A bill to repeal section 61 of act No. 284, public acts of 1881, being section 9723 of Howell's annotated statutes, relative to school in State prison:	
introduced by Mr. Boynton February 12 .....	292
referred to committee on State prison .....	292
213. A bill to amend act No. 138 of the public acts of 1881, being an act to provide for the medical and surgical treatment of dependent children at the hospital of the Michigan University:	
introduced by Mr. Watson, February 12 .....	292
referred to the committee on university .....	292
214. A bill to amend an act entitled "An act to designate the holidays to be observed in the acceptance and payment of bills of exchange and promissory notes, in the holding of courts, and relative to the continuance of suits," approved March 8, 1865, being compiler's section 1559 of the compiled laws of 1871, as amended by the several acts amendatory thereof:	
introduced by Mr. Walthew, Feb. 12 .....	292
referred to committee on judiciary .....	292
reported adverse; tabled Feb. 27 .....	559-60
215. A bill to amend an act entitled "An act to revise an act entitled 'An act to incorporate the board of education of the city of East Saginaw,' " and all acts amendatory thereto:	
introduced by Mr. Barry, Feb. 12 .....	292
referred to the committee on municipal corporations .....	292
reported; general order March 4 .....	612
suspended; re-committed; general order March 4 .....	612
reported; general order March 4 .....	612
file No. 169.	
reported; third reading March 25 .....	856-7
passed; immediate effect March 26 .....	874-5
returned; referred to E. and E. April 2 .....	982
reported enrolled April 9 .....	997
approved April 8 .....	958
216. A bill to provide for the better protection of the health and safety of persons employed in shops and factories:	
introduced by Mr. Barry, February 12 .....	292
referred to the committee on labor interests .....	293
reported; general order April 10 .....	1016
file No. 327.	
reported; third reading June 10 .....	1726-7
passed June 16 .....	1820-1
returned; tabled June 19 .....	2005
217. A bill to provide for the taking of testimony in criminal cases in short-hand:	
introduced by Mr. Barry February 12 .....	293
referred to the committee on judiciary .....	293
reported; amended; general order February 16 .....	350
file No. 95.	

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reported; placed on order of third reading.....	584-5
lost; reconsidered; tabled.....	601-2-3
218. A bill to amend section No. 11 of act No. 9 of the session laws of 1882, relative to the assessment of property and the levy and collection of taxes thereon:	
introduced by Mr. Rumsey February 12.....	293
referred to the joint select committee on taxation.....	293
discharged; referred to committee on State affairs March 24.....	333
reported; general order April 17.....	1094
file No. 350.	
reported; indefinitely postponed June 3.....	1583-4
219. A bill to change the name of Mabel E. Wilber to Mabel E. Cook:	
introduced by Mr. Williams February 12.....	293
referred to the committee on State affairs.....	293
reported; general order March 2.....	579
file No. 157.	
reported; third reading March 16.....	763-4
passed; immediate effect March 17.....	777-8
returned; referred to E. and E. March 30.....	920
reported enrolled April 2.....	975
approved April 2.....	978
220. A bill relative to maintaining the fire and police department in the city of Ionia:	
introduced by Mr. Williams February 12.....	293
referred to the committee on judiciary.....	293
reported; tabled June 17.....	1885-3
221. A bill to change the name of Celia Jane Marshall to Celia Jane McCuaig, and to make her the heir-at-law of Alexander McCuaig:	
introduced by Mr. Weiss February 12.....	293
referred to the committee on State affairs.....	293
reported; general order March 20.....	825
suspended; passed; immediate effect March 20.....	825-6
returned; referred to E. and E. April 2.....	984
reported enrolled April 9.....	1009
approved April 10.....	1018
222. A bill to authorize the village of Harbor Springs to raise money to aid in the construction of a court-house for the county of Emmet:	
introduced by Mr. Hampton February 12.....	293
referred to the committee on municipal corporations.....	293
reported; suspended; passed February 12.....	305-6-7
returned; tabled February 14.....	333
senate request the return of March 2.....	581
returned to the senate March 2.....	581-2
received; laid over March 3.....	592
concurred; immediate effect; referred to E. and E. March 5.....	636
reported enrolled March 6.....	650
approved March 6, 1885.....	650
223. A bill to secure the enforcement of the laws regulating the fisheries of this State, and to gather statistics on fisheries, and for the appointment of an inspector and fish wardens for that purpose, and defining the duties of such officers and all persons in relation to the same, and to make appro- priation therefor:	
introduced by Mr. Eldred May 12.....	293
referred to the committee on fisheries.....	294
reported; general order February 18.....	386
file No. 120.	
reported; referred to ways and means March 5.....	639
reported; amended; general order April 25.....	1173-4
reported; amended; third reading May 9.....	1324-5
passed; immediate effect; May 12, 1885.....	1340-1
returned; tabled June 19.....	2002
224. A bill to amend an act entitled "An act to protect fish and to preserve the fisheries of this State," approved March 21, 1865, being act number 350 of the session laws of 1865, by adding two new sections to be designated as sections 12 and 13:	

	PAGE.
introduced by Mr. Eldred February 12.....	294
referred to the committee on fisheries.....	294
reported; general order February 20.....	438
file No. 136.	
reported; third reading March 10.....	681-2
passed March 13.....	726-7
ordered reprinted by the Senate.	
new file No. 304.	
returned amended; laid over April 23.....	1149-50
concurred; referred to E. and E. April 24.....	1171-2
reported enrolled April 27.....	1182
approved April 29.....	1224
225. A bill to repeal sections 4 and 7 of an act entitled "An act to protect fish and preserve fisheries of this State," approved March 21, 1865, designated as sections 2166 and 2169 of chapter 63 of the general statutes in force:	
introduced by Mr. Eldred February 12.....	294
referred to the committee on fisheries.....	294
reported; general order February 18.....	386-7
file No. 114.	
reported; third reading March 4.....	626-7
passed March 5.....	634-5
returned; referred to E. and E. April 2.....	990
reported enrolled April 10.....	1014-15
approved April 10.....	1018
226. A bill to amend section 3 of an act entitled "An act to protect fish and preserve the fisheries of this State," approved March 21, 1865, designated as section 2164 of chapter 63 of the general statutes in force:	
introduced by Mr. Eldred February 12.....	294
referred to the committee on fisheries.....	294
reported; substitute; general order February 19.....	386
file No. 118.	
reported; amended; third reading March 5.....	639
passed March 6.....	656
ordered reprinted by the Senate.	
new file No. 302.	
returned; laid over April 22.....	1128-9
concurred; referred to E. and E. ....	1170-1
reported enrolled April 27.....	1183
approved April 29.....	1224
227. A bill to establish the Michigan inebriate asylum and to provide for the detention of drunkards:	
introduced by Mr. Collins February 13.....	313
referred to the committee on ways and means.....	313
reported without recommendation; tabled April 29.....	1206-7
228. A bill to facilitate the giving of bonds required by law:	
introduced by Mr. Dodge February 13.....	313
referred to the committee on judiciary.....	313
reported; substitute; general order March 17.....	771-2
file No. 254.	
reported; third reading April 9.....	1008-9
discharged; referred to committee on judiciary April 10.....	1026
reported; amended; general order April 16.....	1074
reported; referred to committee on judiciary April 27.....	1185
reported; substitute; general order April 30.....	1228
file No. 378.	
reported amended; third reading May 15.....	1396
passed May 19.....	1408-9
returned; amended; concurred; referred to E. and E. June 13.....	1763-4
approved June 17.....	1843
229. A bill to amend section 13 of chapter 150 of the revised statutes of 1846 the same being compiler's section 9019 of Howell's annotated statutes of Michigan of 1882, relative to fees of constables in civil cases:	
introduced by Mr. Campbell February 13.....	313
referred to the committee on judiciary.....	313
reported; general order February 16.....	438

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reported; amended; third reading February 28.....	577
passed March 3.....	596-7
file No. 91.....	
returned; tabled June 10.....	2003
230. A bill to repeal sections 1 and two of act 179, session laws of 1883, relative to the width of wagon tires:	
introduced by Mr. Watson February 13.....	313-14
referred to the committee on agriculture.....	314
reported without recommendation; tabled February 18.....	386
effort to take up April 30.....	1241-2
taken up; general order June 10.....	1721
reported amended; third reading June 15.....	1797-8
231. A bill to amend section 5935 of the compiled laws of 1871, relative to evidence, the same being section 7508 of Howell's annotated statutes:	
introduced by Mr. O. N. Case, February 13.....	314
referred to the committee on judiciary.....	314
reported; general order February 16.....	349
file No. 98.....	
reported amended; third reading March 2.....	585
passed March 3.....	598
returned; tabled June 10.....	2004
232. A bill to regulate the appointment of commissioner on claims against the estates of deceased persons in Wayne county:	
introduced by Mr. Egan February 13.....	314
referred to committee on judiciary.....	314
reported without recommendation; general order February 27.....	556-7
file No. 149.....	
reported amended; third reading March 25.....	856-7
lost; reconsidered; tabled March 26.....	874
233. A bill to incorporate the village of Elsie, Clinton county:	
introduced by Mr. Voorhees February 13.....	314
referred to the committee on municipal corporations.....	314
reported; general order February 27.....	562
suspended; passed; immediate effect February 26.....	562-3
returned substitute; concurred; referred to E. and E. February 28.....	574-5
reported enrolled March 3.....	559
approved March 6, 1885.....	650
234. A bill to amend section 6 of act No. 268 of the session laws of 1879, as amended, being compiler's section No. 1286 of Howell's annotated statutes, relative to tax on the business of selling liquor:	
introduced by Mr. Crozer February 13.....	314
referred to the committee on liquor traffic.....	314
reported adverse; general order March 4.....	617
file No. 178.....	
reported; amended; third reading March 28.....	914-15
passed; title amended April 1.....	954-5
returned; tabled June 19.....	2002
235. A bill to amend section 45 of chapter 158 of the compiled laws of 1871, relative to the payment of debts and legacies of deceased persons, the same being section 5932 of Howell's annotated statutes:	
introduced by Mr. Dunbar February 13.....	314
referred to the committee on judiciary.....	314
reported; general order February 19.....	401
file No. 128.....	
reported; third reading March 6.....	660
passed March 10.....	679
returned; referred to E. and E. May 8.....	1313
reported enrolled May 11.....	1329
approved May 13.....	1358
236. A bill to amend section 5, chapter 3, of act 311, session laws of 1881, in reference to the election of officers for the city of Stanton:	
introduced by Mr. Wood February 13.....	314
referred to committee on municipal corporations.....	315
reported; suspended; passed; immediate effect March 12.....	701-2
received; referred to committee on E. and E. March 24.....	836

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reported enrolled March 24.....	841-2
approved March 25.....	851-2
237. A bill to protect owners of timbered lands from trespass by bee hunters:	
introduced by Mr. Stark, February 13.....	314-15
referred to the committee on judiciary.....	315
reported adverse; tabled February 17.....	357
238. A bill to amend section 1 of an act entitled "An act for the payment of salaries of the State officers," being section 339 of Howell's annotated statutes, approved June 7, 1881, as amended by act No. 118 of the session laws of 1883, approved May 25, 1883:	
introduced by Mr. Rumsey, February 13.....	315
referred to the committee on ways and means.....	315
239. A bill to amend section 79 of chapter 188 of the compiled laws of 1871, being compiler's section 7508 of Howell's annotated statutes of Michigan relative to documentary evidence:	
introduced by Mr. Walthew, February 13.....	315
referred to the committee on judiciary.....	315
reported; tabled June 17.....	1885-7
240. A bill to provide for the number of jurors in trials of civil actions in courts of record:	
introduced by Mr. Hankerd, February 13.....	315
referred to committee on judiciary.....	315
reported adverse; general order February 17.....	358
file No. 102.	
reported; third reading March 2.....	584-5
amended; passed March 3.....	603-4
returned; tabled June 19.....	2005
241. A bill to amend sections 40, 44, and 48 of an act entitled "An act to provide for holding general and special elections," approved June 27, 1851, being sections 71, 75, and 79 of the compiled laws of 1871:	
introduced by Mr. Hankerd February 13.....	315
referred to the committee on elections.....	315
reported; general order May 15.....	1358
file No. 409.	
reported; third reading June 3.....	1586-7
passed June 4.....	1616
returned; referred to E. and E. June 17.....	1895
reported enrolled June 18.....	1995
approved June 19.....	1998
242. A bill to repeal act number 111, public acts of 1883, relative to financial reports of mutual insurance companies:	
introduced by Mr. Carlton February 13.....	315
referred to the committee on insurance.....	315
reported adverse; general order February 26.....	548
file No. 142.	
reported; struck out April 8; title tabled.....	991-2
243. A bill to provide for the collection and publication of statistics of divorce within this State:	
introduced by Mr. Brant February 13.....	315
referred to the committee on judiciary.....	315
reported adverse; tabled February 17.....	357
244. A bill to amend section 3 of act number 49 of public acts of 1881, approved March 26, 1881, the same being section 3 of an act entitled "An act to amend sections 3 and 4 of act number 127, of the session laws of 1879, entitled 'An act to provide for inspection of illuminating oils, manufactured from petroleum or coal oils, and to repeal act number 181 of the session laws of 1875, approved May 1, 1875, and act number 196 of the session laws of 1877, approved May 22, 1877, approved May 31, 1879, and further amended by act number 20, session laws of 1883.'"	
introduced by Mr. Wiggins, February 13.....	315-16
referred to the committee on public health.....	316
reported; general order March 3.....	591
file No. 165.	
reported; recommitted to committee on public health March 17.....	782-3
reported; tabled June 17.....	1840

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245. A bill to amend section 15 of chapter 123 of the revised statutes of 1846, as subsequently amended, being compiler's section 679 of the compiled laws of 1871, relating to summary proceedings to recover possession of land:	
Introduced by Mr. Wright February 13.....	316
referred to the committee on judiciary.....	316
reported; general order March 17.....	770
file No. 261.	
reported; third reading April 23.....	1148
amended; passed; title amended April 24.....	1163
returned; tabled June 19.....	2003
246. A bill to change the names of certain streets in the city of Bay City:	
Introduced by Mr. Wright February 13.....	316
referred to committee on municipal corporations.....	316
reported; general order March 17.....	769-70
file No. 262.	
reported; third reading April 25.....	1180
passed; immediate effect April 28.....	1189-90
returned; referred to E. and E. May 14.....	1371
reported enrolled May 19.....	1401
approved May 20.....	1416
247. A bill to repeal an act entitled "An act relating to interest upon installments falling due upon written contracts," being act No. 11 of the public acts of 1869:	
introduced by Mr. Holman February 13.....	316
referred to the committee on judiciary.....	316
reported; tabled June 17.....	1885-7
248. A bill to amend section 9053 of Howell's annotated statutes relative to fees of justices of the peace:	
introduced by Mr. Northwood February 13.....	316
referred to the committee on judiciary.....	316
reported; general order March 19.....	809
file No. 269.	
reported; third reading April 10.....	1025-6
passed April 14.....	1051
returned; tabled June 19.....	2002-3
249. A bill to authorize the board of supervisors of the county of St. Joseph to dispose of the proceeds of the sale of their poor farm:	
introduced by Mr. Bentley February 13.....	316
referred to the committee on towns and counties.....	316
reported; general order February 13.....	394
file No. 86.	
reported; third reading February 20.....	456-7
passed February 24.....	515-16
returned; referred to E. and E. March 11.....	686
reported enrolled March 14.....	740
approved March 18.....	798-9
250. A bill to amend section 15 of act No. 9 of the session laws of 1882, being continuous section 1015 of Howell's annotated statutes, entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon:"	
introduced by Mr. Richardson February 13.....	316
referred to the special committee on taxation.....	317
reported adverse; tabled February 17.....	359
251. A bill to increase the usefulness of the Michigan weather service:	
introduced by Mr. Woodruff February 13.....	317
referred to committees on agriculture and public health jointly.....	317
reported; general order February 19.....	403
file No. 125.	
discharged; referred to ways and means March 24.....	839
reported without recommendation; general order May 6.....	1278
reported; third reading May 25.....	1468-9
lost May 26.....	1479-80
252. A bill to amend section 185 of chapter 93 of the revised statutes of 1846, entitled of courts held by justices of the peace, being section 7000 of Howell's annotated statutes:	

	PAGE.
introduced by Mr. Markey February 13.....	317
referred to the committee on judiciary.....	317
reported; amended; general order February 16.....	348
file No. 90.	
reported; third reading February 28.....	576-7
passed March 3, 1885.....	595-6
returned; referred to E. and E. March 25.....	853
reported enrolled March 27.....	890
approved March 27.....	892
253. A bill to amend section 21 of chapter 6 of the compiled laws of 1871, being compiler's section 52, and being section 157 of chapter 9 of Howell's annotated statutes, relative to the time for the opening and closing of polls at general elections:	
introduced by Mr. Hankerd February 13.....	326
referred to the committee on elections.....	326
reported; amended; general order February 19.....	405-6
file No. 106.	
reported; struck out; general order March 4.....	626-7
reported; struck out; recommitted to elections March 13.....	735-7
reported; general order May 15.....	1387
reported; amended May 23.....	1465-6
concurred; third reading May 26.....	1482-3
lost May 27.....	1508-9
254. A bill to organize the county of Goodwin:	
introduced by Mr. Crozer February 13.....	326
referred to the committee on towns and counties.....	326
ordered printed for use of committee.....	326
file No. 85.	
reported adverse; tabled March 14.....	743-4
255. A bill to provide for the inspection of commercial fertilizers:	
introduced by Mr. Woodruff, February 13.....	327
referred to the committee on agriculture.....	327
reported; general order February 18.....	385-6
file No. 117.	
reported; third reading March 5.....	638-9
passed March 6.....	654-5
returned; referred to E. and E. March 19.....	813
reported enrolled March 19.....	823-4
approved March 23.....	834-5
256. A bill to amend section 1 of act number 142, of the session laws of 1883, being an act entitled "An act to provide for selecting petit jurors in the upper peninsula:"	
introduced by Mr. Mason, February 14.....	336
referred to the committee on judiciary.....	336
reported general order February 27.....	557
file No. 153.	
reported; third reading March 16.....	762-3-4
passed March 17.....	774-5
returned; amended; concurred; title amended; referred to E. and E. May 8.....	1313-14
Senate request the return of, May 12.....	1338
E. and E. discharged May 12.....	1338
returned to Senate May 12.....	1338
received; given immediate effect, and referred to E. and E. May 13.....	1362-3
reported enrolled May 14.....	1370
approved May 14.....	1370
257. A bill to amend section 1 of an act to establish a police force in the township of Grand Rapids, being act number 289 of the local acts of 1877:	
introduced by Mr. Stark, February 14.....	336
referred to the committee on judiciary.....	336
reported; general order February 18.....	381
file No. 112.	
reported; third reading March 4.....	626-7
passed; immediate effect March 5.....	633-4
returned; referred to E. and E. March 30.....	920



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reported enrolled March 31.....	930
approved April 2.....	977
258. A bill to re-incorporate the village of Three Oaks, in the county of Berrien, and to repeal act number 373 of the session laws of 1867, relative to the incorporation of said village, and all acts amendatory thereto:	
Introduced by Mr. McKie, February 14.....	336-7
referred to the committee on municipal corporations.....	337
reported; suspended; passed; immediate effect February 18.....	384-5
returned; referred to E. and E.....	412-13
reported enrolled February 20.....	452-3
approved February 26.....	549
259. A bill to authorize the city of Cadillac, in the county of Wexford, to borrow money for public improvements:	
Introduced by Mr. Oviatt February 14.....	337
referred to the committee on municipal corporations.....	337
reported; suspended; passed; immediate effect February 19.....	403-4
returned; referred to E. and E. February 23.....	459
reported enrolled February 26.....	546-7
Senate request the return of February 26.....	551
governor requested to return February 26.....	551
received; returned to Senate February 27.....	566
returned; referred to E. and E. February 27.....	570-1
reported enrolled February 26.....	546
approved March 3, 1885.....	591
260. A bill to amend section 5 of act 31, passed February 4, 1858, being section 3394 of Howell's annotated statutes of 1882, relative to the sale and reclamation of swamp lands and securing preemption of settlers:	
Introduced by Mr. A. T. Case February 14.....	337
referred to the committee on public lands.....	337
reported without recommendation; general order May 21.....	1426-7
file No. 412.	
reported; third reading May 22.....	1453-4
passed; immediate effect May 26.....	1478-9
returned; referred to E. and E. June 10.....	1711-12
reported enrolled June 10.....	1718
approved June 11.....	1731
this bill is printed 210 by error.	
261. A bill to amend section 6 of act 39, laws of 1855, being consecutive sections number 4378 of Howell's annotated statutes, relative to appointment of State visitors to incorporated institutions of learning:	
Introduced by Mr. Cross February 14.....	337
referred to committee on education.....	337
reported; general order March 13.....	723
file No. 236.	
reported, third reading March 31.....	941-2
passed April 1.....	970-1
given immediate effect May 13.....	1358-9
returned; referred to E. and E. May 13.....	1358-9
reported enrolled May 14.....	1370
approved May 15.....	1392
262. A bill to prohibit the running of traction and portable engines over bridges by the use of steam power:	
Introduced by Mr. Bentley February 14.....	337
referred to committee on roads and bridges.....	337
reported; general order March 4.....	619-20
file No. 179.	
reported; referred to committee on roads and bridges April 13.....	1043-4
263. A bill to authorize the village of Howell to raise money to make public improvements in the village of Howell:	
Introduced by Mr. Coleman February 14.....	337
referred to the committee on municipal corporations.....	337
reported; suspended; passed; immediate effect February 20.....	436-7
returned; referred to E. and E. February 23.....	458
reported enrolled February 26, 1885.....	546-7
approved February 26.....	548-9

264. * A bill to prevent the use of tobacco by teachers or pupils of public or private schools in and around school rooms or upon school grounds:	
introduced by Mr. Shorts February 16.....	337
referred to the committee on education.....	337
reported without recommendation; tabled June 16.....	1827
taken up; passed June 16.....	1829-30
returned June 19.....	1998-9
265. A bill to attach certain territory to graded school District No. 1 of L'Anse township, Baraga county, Michigan:	
introduced by Mr. Davis February 16.....	353
referred to the committee on education.....	353
reported; general order March 13.....	723
file No. 235.	
reported; third reading March 31.....	941-2
passed; immediate effect April 1.....	970
returned; referred to E. and E. April 22.....	1130
reported enrolled April 22.....	1135
approved April 23, 1885.....	1143
266. A bill to provide for inclosing, filling or fencing of any shaft, pit-hole or trench on any uninclosed or unoccupied lands within this State:	
introduced by Mr. Davis February 16.....	353
referred to the committee on mines and minerals.....	353
reported; general order March 12.....	706
file No. 208.	
reported; amended; third reading April 8.....	992
passed April 11.....	1035
returned; amended; concurred; referred to E. and E. June 12.....	1764
reported enrolled June 12.....	1783
approved June 13.....	1789
267. A bill for the dredging of and removing the sand bars from Elk creek, in Sanilac county, and making an appropriation therefor:	
introduced by Mr. Makellm, Feb. 16.....	353
referred to the committees on drainage and ways and means.....	353
reported; referred to committee on public lands March 6.....	647
reported without recommendation; tabled June 10.....	1723
268. A bill to regulate the compounding of physicians' prescriptions and sale of drugs and medicines in this State:	
introduced by Mr. Wilson February 16.....	353
referred to the committee on judiciary.....	353
reported; referred to committee on public health, Feb. 18.....	380-1
reported; tabled June 17.....	1840
269. A bill to amend section 10 of act No. 238 of the session laws of 1879, being an act entitled "An act to protect logs, lumber and timber while floating upon the waters in this State, or lying upon the banks or shores thereof," being compiler's section 2058, Howell's annotated statutes:	
introduced by Mr. Post, Feb. 16.....	353
referred to committee on lumber and salt.....	353
reported; amended; general order March 27.....	388
file No. 299.	
reported; amended; third reading April 15.....	1068-9
re-committed to general order April 16.....	1082-3
discharged; amended; passed April 16.....	1085
returned; referred to E. and E. May 28.....	1518-19
reported enrolled June 4.....	1633-4
approved June 9.....	1686
270. A bill to detach township 24 north, range 1 west, from the township of Higgins, in the county of Roscommon, and organize a new, separate township of said territory to be known as the township of Richfield:	
introduced by Mr. Post, Feb. 16.....	353
referred to committee on towns and counties.....	353
reported; suspended; passed; immediate effect February 18.....	383-4
returned; referred to E. and E. April 15.....	1060-1
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\* House bill 564 was printed 264 by mistake.

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\* This bill is erroneously printed as 305.

† House bill 306 is erroneously printed as 305.



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- tain cases," and section No. 1141 of the compiled laws of 1871, being an act approved April 5, 1869, entitled "An act to provide for the payment of taxes levied and assessed upon lands purchased and held for non-payment of taxes," and act No. 109 of the session laws of 1873, approved April 25, 1873, entitled "An act requiring settlers under the homestead laws of the United States to pay taxes after a residence of five years," and act No. 180 of the session laws of 1873, approved April 29, 1873, entitled "An act relative to licensed homestead lands, and to provide for taxing the same in certain cases, and act No. 37 of the session laws of 1873, approved March 22, 1873, entitled "An act relative to the payment of taxes," and act No. 118 of the session laws of 1873, approved April 18, 1873, entitled "An act relative to granting injunctions in certain cases," and act No. 6 of the session laws of 1874, approved March 24, 1874, entitled "An act relative to taxation," and section No. 1136 of the compiled laws of 1871, as amended by act No. 82 of the session laws of 1875, entitled "An act to provide for the return and settlement of tax sales of county treasurers," and section No. 987 to 1133, both inclusive, of the compiled laws of 1871, the same being act No. 169 of the session laws of 1869, approved April 6, 1869, entitled "An act to provide for an uniform assessment of property and for the collection and return of taxes thereon, also all acts amendatory thereof," and approved March 14, 1882, and to revive and re-enact all acts and parts of acts repealed thereby:
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approved June 9.....	1667
329. A bill to amend section 1 of act number 38 of the laws of 1875 relative to sleeping cars, etc.:	
introduced by Mr. Gleason February 19.....	420
referred to the committee on railroads.....	421
ordered printed for use of committee March 12.....	702-3
file No. 221.	
330. A bill to make laborers preferred creditors in certain cases:	
introduced by Mr. McNabb February 19.....	421
referred to the committee on labor interests.....	421
reported; general order April 1 and ordered printed.....	947
file No. 312.	

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331. A bill to amend act No. 140 of the public acts of 1883, approved June 2, 1883, being an act entitled "An act to regulate the practice of dentistry in the State of Michigan."	
introduced by Mr. McNabb February 19.....	421
referred to the committee on university.....	421
reported; general order March 31.....	929
file No. 308.	
reported; third reading April 27.....	1184-5
amended; passed April 28.....	1193-4
332. A bill to regulate appeals from probate courts in certain cases:	
introduced by Mr. Ford February 19.....	421
referred to the committee on judiciary.....	421
reported; tabled June 17.....	1885-7
333. A bill to amend sections 2 and 3 of an act entitled "An act to revise an act entitled 'An act relative to free schools in the city of Grand Rapids,' approved March 15, 1871, as amended by an act approved April 24, 1875, approved May 9, 1877, as amended by the several acts amendatory thereof:	
introduced by Mr. Ford February 19.....	421
referred to committee on municipal corporations.....	421
reported substitute; general order March 6.....	645
united with H. B. 299; H. B. 301; H. B. 360.	
for further record see No. 299, March 6.	
334. A bill to amend section 30 of chapter 153 of the revised statutes of 1846, being section 7539 of the compiled laws of 1871, kidnapping of children, offenses against person:	
introduced by Mr. Ford February 19.....	421
referred to committee on judiciary.....	421
reported; general order March 6.....	648-9
file No. 189.	
reported; third reading March 30.....	922
passed April 1.....	963
returned amended; laid over June 10.....	1710-11
taken up; concurred; referred to E. and E. June 12.....	1780-1
reported enrolled June 13.....	1786
approved June 17.....	1842
335. A bill to vacate the township organization of the township of Copper Harbor, in the county of Keweenaw, and attach the territory thereof to the township of Grant, in said county:	
introduced by Mr. Davis February 19.....	421
referred to the committee on towns and counties.....	421
336. A bill to re-incorporate the city of Cadillac and to repeal act No. 254 of the session laws of 1877, entitled "An act to incorporate the city of Cadillac and to repeal act No. 336 of the session laws of 1875," and approved April 23, 1875, and act No. 304 of the session laws of 1879, entitled "An act to amend section 1 of act No. 254 of the session laws of 1877," entitled "An act to incorporate the city of Cadillac and repeal act No. 336 of the session laws of 1875," approved April 23, 1875:	
introduced by Mr. Oviatt February 19.....	421-2
referred to the committee on municipal corporations.....	422
reported; general order February 27.....	561-2
file No. 154.	
discharged; suspended; passed; immediate effect March 5.....	636-7
returned; referred to E. and E. March 6.....	651-2
reported enrolled.....	656-7
approved March 10, 1885.....	673
337. A bill to authorize the holding of terms of the circuit court of Schoolcraft county within the township of Seney:	
introduced by Mr. Mason, February 19.....	422
referred to the committee on judiciary.....	422
reported; tabled June 17.....	1885-7
338. A bill to incorporate the village of Newberry, Chippewa county:	
introduced by Mr. Mason, February 19.....	422
referred to the committee on municipal corporations.....	422
reported; general order March 18.....	757
file No. 257.	

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reported; suspended; passed; immediate effect March 25.....	859-80
returned; referred to E. and E. March 26.....	876
reported enrolled March 28.....	905
approved April 2.....	977
339. A bill to provide for the compensation of register of deeds, and to pre- scribe the duties of said register of deeds, except Wayne county:	
introduced by Malcolm, February 19.....	422
referred to committee on State affairs.....	422
reported adverse; tabled March 12.....	703
340.* A bill to repeal act No. 59 of the laws of 1873, and all acts amendatory or supplemental thereto, being an act to provide for superior court of De- troit, and also to provide for the transfer of all records thereof and suits pending therein to circuit court for the county of Wayne:	
introduced by Mr. Coomer, February 19.....	422
referred to committee on judiciary.....	422
reported; general order March 27.....	891-2
file No. 294.....	
reported; third reading May 13.....	1365-6
tabled May 14.....	1378
341. A bill in relation to jurors in courts of record in the county of Wayne, and revise the laws relative thereto:	
introduced by Mr. Coomer February 19.....	422
referred to the committee on judiciary.....	422
reported without recommendation March 5.....	631-2
general order on motion March 5.....	632
file No. 183.....	
reported; amended; third reading June 10.....	1726-7
passed; immediate effect June 11.....	1733-4
returned; tabled June 19.....	2001
342. A bill to amend section 39, of act 155, of session laws of 1883, relative to evidence in divorce cases:	
introduced by Mr. Coomer February 19.....	422
referred to the committee on judiciary.....	422
reported; tabled June 17.....	1885-7
343. A bill to repeal section 14, of chapter 12, of act No. 10 of public acts of 1882, and to amend section 4 of chapter 2, section 4 of chapter 3, and sec- tion 5 of chapter 11 (see appendix Howell's annotated statutes, page 1262, page 1260, section 1328; page 1261, section 1342; page 1262, section 1461), relative to the assessment and collection of highway taxes:	
introduced by Mr. Conrad February 19.....	422-3
referred to committee on roads and bridges.....	423
reported; general order March 28.....	904
file No. 300.....	
reported; amended; third reading April 15.....	1068-9
tabled April 16.....	1065
taken up; referred to roads and bridges April 30.....	1231-2
reported substitute; general order May 8.....	1320
file No. 398.....	
reported; tabled May 23.....	1465-6
344. A bill to amend section 3 of act 109 of session laws of 1859, being an act to provide for feeing an attorney when appointed by the court:	
introduced by Mr. Wood February 19.....	422
referred to the committee on judiciary.....	423
reported; tabled June 17.....	1885-7
345. A bill to amend section 6, act No. 283, session laws of 1881, compiler's sec- tion of Howell's annotated statutes of the State of Michigan No. 2128, being an act to provide for a tax upon dogs, and damages for sheep killed or wounded by them in certain cases:	
introduced by Mr. Diekema, February 19.....	423
referred to the committees on judiciary.....	423
346. A bill to provide a uniformity of text books for the use of the primary and graded schools of this State:	
introduced by Mr. Swift February 19.....	423

\* This bill was erroneously printed No. 540.

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referred to the committee on education.....	423
reported adverse; general order March 14.....	743
file No. 241.	
reported; amended; third reading May 22.....	1453-4
tabled May 26.....	1473
taken up; indefinitely postponed May 27.....	1507
347. A bill to incorporate the village of Bad Axe, in the county of Huron:	
introduced by Mr. Lincoln, Feb. 19.....	423
referred to committee on municipal corporations.....	423
reported; general order March 17.....	769
suspended; passed; immediate effect March 17.....	769
returned; referred to E. and E. March 18.....	801
reported enrolled March 19.....	808
approved March 20.....	827
348. A bill to provide for the collection of apiarian statistics:	
introduced by Mr. Beecher, February 19.....	423
referred to the committee on agriculture.....	423
reported; general order March 17.....	772
file No. 253.	
reported; third reading April 8.....	990
passed April 9.....	1004
returned; referred to E. and E. May 13.....	1359
reported enrolled May 14.....	1370
approved May 15.....	1392
349. A bill to amend section 6 of chapter 46 of the compiled laws of 1871, being compiler's section 1638, of Howell's annotated statutes of Michigan for 1882, relative to burial grounds:	
introduced by Mr. Markey February 19.....	423
referred to committee on public health.....	423
reported; general order March 3.....	591
file No. 166.	
reported; third reading March 17.....	782-3
passed March 19.....	817
returned; referred to E. and E. April 28.....	1202
reported enrolled May 7.....	1305
approved May 11.....	1331-2
350. A bill to amend section 1 of act number 18 of the session laws of 1877, being compiler's section 6747 of Howell's annotated statutes of Michigan, relative to sales of lands in pursuance of decrees in chancery:	
introduced by Mr. Markey February 19.....	424
referred to the committee on judiciary.....	424
reported; general order March 6.....	649
file No. 188.	
reported; third reading March 30.....	922
passed April 1.....	962-3
returned; amended; concurred; referred to E. and E. May 27.....	1504-5
reported enrolled May 28.....	1514
approved May 29.....	1536
351. A bill to amend sections 12 and 13 of act number 9 of the session laws of 1882 entitled An act to provide for the assessment of property and the levy and collection of taxes thereon:	
introduced by Mr. Richardson February 19.....	424
referred to the special committee on taxation.....	424
reported; tabled June 4.....	1630
352. A bill to amend section 1 of act number 75 of the session laws of 1875, being compiler's section 9335 of the general laws of Michigan in force, entitled "An act to amend sections 1 and 8 of chapter 90 of the compiled laws of 1871, relative to coöperative associations:"	
introduced by Mr. Richardson February 19.....	424
referred to the committee on insurance.....	424
reported; referred to private corporations February 26.....	547
353. A bill to incorporate the city of Albion, in the county of Calhoun:	
introduced by Mr. Snyder February 19.....	424
referred to the committee on municipal corporations.....	424
reported amended; general order March 4.....	614

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title No. 168.	
reported; third reading March 19.....	822
passed; immediate effect March 24.....	837-8
returned; amended; concurred; referred to E. and E. March 25.....	858-9
reported enrolled March 25.....	863
approved March 26.....	865
354. A bill to authorize and provide for the use of free text books in public schools:	
introduced by Mr. Wright February 19.....	424
referred to the committee on education.....	424
reported; adverse; tabled March 3.....	590
taken up; indefinitely postponed March 4.....	625
355. A bill to detach certain territory from the township of Kawkawlin, and attach the same to the township of Bangor, in Bay county:	
introduced by Mr. Wright February 19.....	424
referred to the committee on towns and counties.....	424
reported adverse; tabled February 26.....	547
taken up; referred to committee on towns and counties April 15.....	1055
reported; suspended; passed; immediate effect April 15.....	1065-6
returned; referred to E. and E. April 17.....	1101-2
reported enrolled April 17.....	1105
approved April 21.....	1114
356. A bill to authorize the county of Bay to buy and maintain a bridge across Saginaw river:	
introduced by Mr. Wright February 19.....	424
referred to the committee on roads and bridges.....	424
reported; general order March 12.....	704
file No. 212.	
reported amended; third reading April 23.....	1146-7
suspended; passed; title amended; immediate effect April 24.....	1156-7
reconsidered; general order April 25.....	1173
reported amended; third reading May 22.....	1453-4
amended; passed; title amended May 26.....	1474
returned; referred to E. and E. June 8.....	1660
reported enrolled June 10.....	1693
approved June 10.....	1706
357. A bill to amend section 1 of chapter 7 of an act entitled "An act granting and defining the powers and duties of incorporated villages," approved April 1, 1875, as subsequently amended:	
introduced by Mr. Wright February 19.....	425
referred to committee on municipal corporations.....	425
reported without recommendation; tabled June 11.....	1756
358. A bill to provide for the infliction of corporal punishment upon any men convicted of wilfully beating their wives or beating any other female persons, and the manner and plan of infliction and by whom inflicted:	
introduced by Mr. Staples February 19.....	425
referred to committee on judiciary.....	425
reported adverse; tabled February 27.....	559
359. A bill to amend section 3 of act No. 258 of the session laws of 1871, entitled "An act to revise the charter of the city of Monroe:"	
introduced by Mr. Dunbar February 19.....	425
referred to the committee on municipal corporations.....	425
discharged March 14.....	755
reported; indefinitely postponed March 16.....	757
360. A bill to amend section 12 of an act entitled "An act to revise an act entitled an act relative to free schools in the city of Grand Rapids," approved March 15, 1871, as amended by an act approved April 24, 1875, approved May 9, 1877, as amended by an act approved April 16, 1879, as amended by an act approved March 6, 1881:	
introduced by Mr. Ulrich February 19.....	425
referred to the committee on municipal corporations.....	425
reported substitute; general order March 6.....	645
united with H. B. 299, 301, 333.	
for further record see No. 299, March 6.	
361. A bill making appropriations for the State board of fish commissioners:	

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introduced by Mr. Brant February 19.....	425
referred to committees on fisheries and ways and means, jointly.....	425
reported amended; general order May 18.....	1357
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reported; third reading May 29.....	1543-4
passed; immediate effect June 2.....	1566
returned; referred to E. and E. June 10.....	1711-12
reported enrolled June 10.....	1718
approved June 11.....	1731
362. A bill to detach a portion of township 38 north of range 1 west, from the township of Benton, and to attach the same to the township of Duncan in Cheboygan county:	
introduced by Mr. Hampton February 19.....	425
referred to the committee on towns and counties.....	425
363. A bill to detach a certain portion of territory from the county of Mackinac and to attach the same to the county of Chippewa:	
introduced by Mr. Hampton February 19.....	425-6
referred to committee on towns and counties.....	426
reported; amended; general order May 7.....	1302-3
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reported; struck out title; tabled June 5.....	1648-50
364. A bill to incorporate the city of Cheboygan:	
introduced by Mr. Hampton February 19.....	426
referred to committee on municipal corporations.....	426
reported without recommendation February 27.....	563
ordered printed; general order February 27.....	564
file No. 145.	
reported; recommitted to committee on municipal corporations March 16.....	763-4
reported without recommendation and indefinitely postponed April 10.....	1016
365. A bill relative to garnishee in justice courts:	
introduced by Mr. Dakin February 19.....	426
referred to the committees on judiciary and labor interests.....	426
366. A bill relative to claims of Edgar C. Webber, late of Co. "D." Third regiment, M. S. troops:	
introduced by Mr. Dakin February 19.....	426
referred to committee on military affairs.....	426
reported; general order March 12.....	705
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reported; third reading April 8.....	992
passed; immediate effect April 11.....	1034
returned; referred to E. and E. April 15.....	1080
reported enrolled April 16.....	1071
approved April 17.....	1098-9
367. A bill to encourage the construction of wire and other open fences on public highways to avoid snow drifts:	
introduced by Mr. A. T. Case February 19.....	426
referred to the committee on roads and bridges.....	426
reported; amended; general order April 17.....	1095
file No. 351.	
reported amended; third reading May 10.....	1413-14
amended; passed May 21.....	1428-9
returned; tabled June 19.....	2004
368. A bill to repeal an act entitled "An act to incorporate the city of Ludington," approved March 22, 1873, by adding four new sections thereto, to stand as sections 83 and 89, 90 and 91, approved January 5, 1883:	
introduced by Mr. Shorts February 19.....	426
referred to committee on municipal corporations.....	426
reported; general order March 18.....	797
file No. 266.	
reported.....	937-8
suspended; passed; immediate effect March 31.....	939
returned amended; concurred; referred to E. and E. April 29.....	1220-1
reported enrolled May 6.....	1277
approved May 5.....	1268



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369. A bill to amend section 24 of an act entitled "An act to incorporate the city of Ludington," approved March 22, 1873, and to add 21 new sections thereto, to stand as sections 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, and 108:	
introduced by Mr. Shorts February 19.....	426
referred to committee on municipal corporations.....	426
reported; general order March 18.....	797
file No. 267.	
reported.....	933-9
amended; suspended; passed March 31.....	940
returned amended; concurred; referred to E. and E. April 29.....	1231-3
given immediate effect April 29.....	1232
reported enrolled May 7.....	1305
approved May 11.....	1331-2
370. A bill to facilitate the collection of judgments against railroad companies or corporations:	
introduced by Mr. Sutton February 19.....	426
referred to the committee on judiciary.....	427
reported without recommendation; tabled March 27.....	891
371. A bill to amend sections 2, 11, 12, 13, 15, and 31 of an act entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon," being act number 9, public acts of 1882, approved March 14, 1882, as amended by act number 128 public acts of 1883, entitled "An act to amend sections 15, 18 and 19 of act No. 9 of the public acts of 1882, entitled An act to provide for the assessment of property and the levy and collection of taxes thereon," approved March 14, 1882:	
introduced by Mr. Sutton February 19.....	427
referred to special committee on taxation.....	427
reported; tabled June 4.....	1628-7
382. A bill to amend section 5016 of the compiled laws of 1871, being section 8326 of Howell's annotated statutes relative to the service of writs of replevin:	
introduced by Mr. Post February 19.....	427
referred to the committee on judiciary.....	427
reported; tabled June 17.....	1886-7
373. A bill for the incorporation of building, loan fund and savings associations:	
introduced by Mr. Black February 19.....	427
referred to the committee on private corporations.....	427
reported; general order March 12.....	707
file No. 207.	
reported; third reading March 31.....	936
passed; immediate effect April 1.....	966
returned; tabled June 19.....	2001
374. A bill to repeal act number 226 of the session laws of the State of Michigan for the year 1883, entitled "An act to incorporate the village of Plinckney:"	
introduced by Mr. Coleman February 19.....	427
referred to committee on municipal corporations.....	427
reported without recommendation; tabled May 1.....	1249
375. A bill to amend section 8 of act No. 158 of the laws of 1881, being compiler's section 1288 of Howell's annotated statutes of 1882, relative to the distribution by the county treasurers of the liquor fund:	
introduced by Mr. Parkhurst, February 19.....	427
referred to the committee on liquor traffic.....	427
reported; general order March 10.....	670-1
file No. 198.	
reported; struck out; title tabled April 8.....	991-3
376. A bill providing for the employment, defining the duties and fixing the compensation of a stenographer for the ninth judicial circuit of the State of Michigan:	
introduced by Mr. Parkhurst, February 19.....	427
referred to the committee on judiciary.....	427
reported; general order March 25.....	851
file No. 279.	
reported; third reading May 14.....	1382-3

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amended; suspended; passed; immediate effect May 14.....	1384
returned; referred to E. and E. June 4.....	1605-6
reported enrolled June 8.....	1664
governor requested to return June 10.....	1726
Senate request return of June 10.....	1725
received from the governor June 11.....	1732
returned to the Senate June 11.....	1732
received amended; concurred; E. and E. June 13.....	1789-90
reported enrolled June 15.....	1803
approved June 17.....	1842
377. A bill to amend section 2 of act No. 104 of the laws of 1857, being compiler's section No. 3531 of the compiled laws of 1871, relative to granting diplomas and certificates to graduates of the State normal school, approved February 13, 1857, being section 4969 of Howell's general statutes of the State of Michigan:	
introduced by Mr. Parkhurst, February 19.....	427-8
referred to the committee on State normal school.....	428
378. A bill to define the rights of owners through which a highway runs, and the rights of the road district in relation to said road:	
introduced by Mr. Parkhurst, February 19.....	428
referred to committee on roads and bridges.....	428
379. A bill to extend the time for the collection of taxes in the city of Kalamazoo, in the county of Kalamazoo, for the year 1884:	
introduced by Mr. Brown February 20.....	432-3
suspended; passed; immediate effect February 20.....	432-3
returned; referred to E. and E. February 23.....	459
reported enrolled February 26.....	547
approved February 26.....	549
introduced; suspended; passed; immediate effect February 20.....	432-3
380. A bill to extend the time for the collection of taxes in the township of Olive, Ottawa county, Michigan, for the year 1884:	
introduced by Mr. Diekema February 20.....	442
suspended; passed; immediate effect February 20.....	442-3
returned; referred to E. and E. February 23.....	458
reported enrolled February 26.....	546
approved February 26.....	549
381. A bill to amend chapter 75, compiled laws of 1857, the same being chapter 232, compiled laws of 1871, and chapter 192 of Howell's statutes, relative to the granting of certificates in certain cases, for teaching, to graduates of the Michigan State University:	
introduced by Mr. Baker February 20.....	443
referred to the committee on education.....	443
reported adverse; general order March 12.....	706
file No. 209.	
reported; special order for April 9, 2 P. M. March 31.....	936
discharged; general order April 9.....	1006-7
reported; struck out; title tabled April 9.....	1007-8
382. A bill to protect business firms, companies, or corporations from the dishonesty of any individual member of any business firm, company or corporation:	
introduced by Mr. Barry February 20.....	443
referred to the committee on private corporations.....	443
reported; amended; general order March 12.....	706-7
file No. 206.	
reported; third reading April 8.....	992
lost April 10.....	1023
383. A bill to provide for the boundaries of school districts Nos. 1 and 5 in the township of Rich, Lapeer county, Michigan:	
introduced by Mr. Staples February 20.....	443
referred to the committee on education.....	444
reported adverse; tabled March 27.....	886
taken up; referred to municipal corporations May 13.....	1363
reported; suspended; passed; immediate effect; title amended May 15.....	1385-6
returned; referred to E. and E. June 3.....	1575
reported enrolled June 4.....	1602

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approved June 9.....	1667
384. A bill to amend section 8 of an act entitled "An act relative to the organization and powers of fire and marine insurance companies transacting business in this State," approved April 3, 1869:	
introduced by Mr. Ford February 20.....	444
referred to the committee on insurance.....	444
reported; general order April 1.....	948
file No. 315.	
reported; third reading April 15.....	1063-9
after reading tabled April 16.....	1082
taken up; third reading April 17.....	1105
passed April 21.....	1117-18
returned; tabled June 19.....	1999
385. A bill to amend section 64 of an act to provide for assessment of property and the levy and collection of taxes thereon, approved March 14, 1862:	
introduced by Mr. Ford February 20.....	444
referred to the special committee on taxation.....	444
reported; tabled June 4.....	1626
386. A bill to amend sections 80 and 81, of chapter 247 of Howell's annotated statutes, being compiler's sections 6670 and 6671, relative to proceedings against absent, concealed and non-resident defendants in courts of chancery:	
introduced by Mr. Estee February 20.....	444
referred to the committee on judiciary.....	444
reported; general order March 4.....	619
file No. 171.	
reported; third reading March 25.....	855-7
passed March 28.....	878
returned; referred to E. and E. May 27.....	1600
reported enrolled May 28.....	1514
approved May 29.....	1536
387. A bill to apportion anew the Representatives among the several counties and districts of this State:	
introduced by Mr. Estee February 20.....	444
referred to the select committee on apportionment.....	444
file No. 432.	
reported amended; general order June 11.....	1735
discharged; third reading June 11.....	1752-4
passed June 12.....	1769-75
returned; referred to E. and E. June 12.....	1779-80
reported enrolled June 12.....	1783
approved June 12.....	1784
388. A bill to provide for the retirement of aged and disabled firemen, and the payment of pensions to the wives and children of deceased firemen killed in the city of Detroit:	
introduced by Mr. Brant February 20.....	444
laid on the table.....	444
taken up; referred to municipal corporations March 6.....	642-3
reported; general order March 14.....	742
file No. 246.	
reported; third reading April 2.....	985
passed April 9, 1885.....	1000
returned; referred to E. and E. June 4.....	1604-5
reported enrolled June 5.....	1640
senate request the return of June 12.....	1780
governor requested to return June 12.....	1780
returned to senate June 12.....	1784
returned amended; concurred; E. and E. June 15.....	1795-6
reported enrolled June 16.....	1838
approved June 17.....	1842
389. A bill to provide for correction of errors in statements made by inspectors of elections of the result of the election:	
introduced by Mr. Collins February 20.....	444
referred to the committee on elections.....	444
reported; general order May 15.....	1387

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file No. 407.	
reported; third reading June 9.....	1689-90
passed June 10.....	1712-13
returned; tabled June 19.....	2000
390. A bill to establish a police court of the city of Detroit:	
introduced by Mr. Collins, February 20.....	444-5
referred to the committee on municipal corporations.....	445
reported; general order March 25.....	860
file No. 281.	
reported; amended; third reading April 15.....	1068-9
passed April 16.....	1083
returned; amended; concurred; referred to E. and E. May 27.....	1498-9
reported enrolled June 8.....	1664
approved June 10.....	1706
391. A bill to organize the union school district of the village of Salem:	
introduced by Mr. Harper February 20.....	445
referred to the committee on education.....	445
reported adverse; tabled March 27.....	887
taken up; referred to committee on judiciary April 1.....	952
reported majority; substitute; general order April 2.....	976
file No. 318.	
discharged; suspended; passed; immediate effect April 2.....	1021-2
returned; referred to E. and E. April 11.....	1032
reported enrolled April 11.....	1029
approved April 15.....	1059-60
392. A bill to amend sections 4, 7, 8, 11, 12, 14, 23, 26, 29, 30, 42, 43, 45, 47, 56, 57, 59, 60, 149, 150, 151, 153, 154, 158, 159 and to repeal section 165 of act number 298 of the session laws of 1875, entitled "An act to revise and amend the charter of the city of Muskegon," being amendatory of an act entitled "An act to revise and amend an act entitled 'An act to incorporate the city of Muskegon,'" approved March 29, 1871, as amended by the several acts amendatory thereof, and to add a new section thereto to stand as section 166:	
introduced by Mr. Wilson February 20.....	445
referred to the committee on municipal corporations.....	445
ordered printed for use of committee March 10.....	680
file No. 202.	
reported; substitute; suspended; passed March 28.....	906-7
returned amended; concurred; immediate effect April 1.....	949-50
referred to E. and E. April 1.....	950
reported enrolled April 9.....	997
approved April 8.....	987
393. This number was omitted.	
394. A bill to amend and revise the laws of this State providing for the drainage of swamps, marshes, and other low lands and to repeal the act of June 11, 1881:	
introduced by Mr. Lincoln February 20.....	445
referred to the committee on drainage.....	445
reported substitute May 11; merged in H. B. 272.....	1330-1
395. A bill to amend section 12 of chapter 3 of an act entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State," being act No. 243 of the session laws of 1881, said section 12 being section 1350 of Howell's annotated statutes:	
introduced by Mr. McKie February 20.....	445
referred to the committee on roads and bridges.....	445
reported; general order April 10.....	1012
file No. 324.	
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\* This bill is erroneously printed as No. 408.

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\* H. B. No. 402 is printed 408 by error.

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467. A bill to amend sections 16, 18, and 22 of chapter 21 of the revised statutes of 1846, as amended by act of March 20, 1865, being sections 1257, 1259 and 1263 of the general statutes of Andrew Howell, relative to hawkers and peddlers:	
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474. A bill to validate and make binding certain contracts, covenants, and agreements made with fire insurance companies organized under the laws of this State, prescribing, limiting, and restricting the liabilities of persons insured therein, and the members thereof, for the losses and expenses of such companies:	
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487. A bill to detach certain territory from the counties of Cheboygan and Presque Isle, and to organize the same into a new county to be known as Sumner county:	
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- of chapter 3, section 3 of chapter 4, and sections 5 and 13 of chapter 11, and to add a new section to chapter 12 to stand as section 14 of act No. 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads and the building, repairing and preservation of bridges within this State, approved June 8, 1881:
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- reported; tabled May 8..... 1317-18
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493. A bill to amend section 9 of act 140 of the session laws of 1855, entitled "An act to authorize the consolidation of the Detroit & Pontiac and the Oakland and Ottawa railroad companies, so as to form a continuous line from Detroit to Lake Michigan, under the name of the Detroit & Milwaukee Railway Company."
- Introduced by Mr. Richardson February 24..... 496
- referred to the committee on railroads..... 496
- ordered printed for use of committee March 12..... 702-3
- file No. 230.
494. A bill to provide for the taxation of railway companies, organized and existing under any special act or acts of incorporation, or which have heretofore been taxed under any special act or acts, and to repeal all acts or parts of acts inconsistent with the provisions of this act:
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496. A bill relative to the fees of witnesses and jurors in civil and criminal cases in justice courts:
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498. A bill to amend chapter 146 of the compiled laws of 1871, being an act for the collection of tolls and for the care, charge, and operating of St. Mary's Falls canal, as amended by act No. 177 of the session laws of 1865, by act No. 118 of the session laws of 1877, and by act No. 59 of the session laws of 1879, being chapter 211 of Howell's annotated statutes, by adding one new section thereto, to be known as section 11, authorizing any member of the board of control of said canal to administer oaths to witnesses brought before such board:	
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reported enrolled June 5.....	1640
approved June 9.....	1667
499. A bill to amend sections 3 and 4 of chapter 1, of an act entitled, "An act to provide a charter for the city of Detroit," being act No. 326 of the session laws of 1883, approved June 7, 1883, and to add a new section to said chapter, to be known as section 6, and also to detach certain portions of territory from the townships of Hamtramck, Springwells, and Greenfield and to annex the same to the city of Detroit:	
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500. A bill to amend section 1 and continuous sections of chapter 12 of act No. 164 of session laws of 1881, and section 4 of same chapter, as amended by act No. 93 of the session laws of 1883, being sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, and 13 of act relative to examination of teachers and supervision of schools:	
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501. A bill to amend section 11 of chapter 12 of act No. 164, session laws of 1881, being compiler's section 5160 of Howell's annotated statutes of 1882, relative to the compensation of members of county boards of school examiners:	
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502. A bill giving a right of action to employes if injured, and to their next of kin if killed, in any manufacturing establishment, and giving a lien to such employe and next of kin, on the land on which such establishment is situated, and on all buildings, personal property, and fire insurance thereon, in all cases where such employes are injured or killed by reason of insufficient fire escapes in such establishment; such lien to take precedence of any prior mortgage, levy, lien, assignment, deed of trust, or other incumbrance whatsoever:	
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reported; amended; third reading May 29 .....	1543-4
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503. A bill to provide for the sale of lands heretofore assessed for the construction of drains:	
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507. A bill to limit the carrying and sale of pistols and other fire arms in the cities of this State:	
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508. A bill to regulate and improve the civil service of the State of Michigan:	
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509. A bill for the appointment of game and fish protectors:	
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510. A bill to suppress political assessments:	
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511. A bill to amend section 1 of an act entitled, "An act to provide wives with property and maintenance from their husbands' estates, when neglected or deserted by them," approved April 24, 1873, being continuous section 6291 of the general statutes of the State of Michigan, in force, compiled and annotated by Andrew Howell:	
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512. A bill to amend section 4565 of the compiled laws of 1871, being section 6045 of Howell's statutes, relative to the sale of real estate of deceased persons by executors and administrators:	
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reported enrolled June 5.....	1640
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514. A bill to amend section 4617 of 1871 being section 6072 of Howell's statutes relative to sale of real estate by guardians:	
introduced by Mr. Collins February 24.....	500
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515. A bill to authorize the regents of the University of Michigan to establish a clinical department as a part of the medical department of the University of Michigan at Detroit:	
introduced by Mr. Collins February 24.....	500
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518. A bill to regulate and provide for the carrying, yarding and feeding of so-called Texas cattle, while in transit into or across this State between the first day of April and the first day of November of each year:	
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file No. 250.	
reported; third reading April 8.....	990
lost; reconsidered; indefinitely postponed April 9.....	1005-6
528. A bill to amend section 30 of chapter 10 of Howell's annotated statutes of Michigan, being compiler's section number 502, relative to the compensation of boards of supervisors:	
introduced by Mr. Hankerd February 24.....	502
referred to the committee on ways and means.....	502
reported; general order March 13.....	724-5
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reported; third reading March 31.....	941-2
amended; enacting clause struck out and body tabled April 1.....	949
529. A bill to incorporate the village of Hart in the county of Oceana:	
introduced by Mr. Houk, Feb. 24.....	503
referred to the committee on municipal corporations.....	503
reported; suspended; passed; immediate effect May 5.....	1266-7
returned; referred to E. and E. May 7.....	1305
reported enrolled May 8.....	1311
approved May 11.....	1331-3
530. A bill to extend the time for the collection of taxes in the township of Indian Fields, Tuscola county, Michigan, for the year 1884:	
introduced by Mr. Black, Feb. 24.....	503
suspended; passed; immediate effect February 24.....	503
returned; tabled June 19.....	2005
531. A bill to create a commissioner of toll roads and toll bridges:	
introduced by Mr. Stark February 24.....	503
referred to committee on roads and bridges.....	503
reported; general order March 25.....	850
file No. 274.	
reported; amended; third reading May 9.....	1324-5
lost; re-considered; tabled May 12.....	1341
taken up; referred to roads and bridges May 13.....	1366
reported; substitute; general order May 14.....	1368
file No. 405.	
reported amended; third reading May 22.....	1453-4
passed; amended; immediate effect May 26.....	1472-3
returned; tabled June 19.....	2004
532.* A bill to amend section 103 of chapter 178 of the compiled laws of 1871, being section 6076 of Howell's annotated statutes, relative to courts held by justices of the peace:	
introduced by Mr. McKie, February 24.....	503-4
referred to the committee on judiciary.....	504
reported; general order March 17.....	772
file No. 255.	
reported, third reading April 10.....	1025-6
passed April 14.....	1050-1
returned; tabled June 19.....	2003
533. A bill to authorize the holding of certain of the required terms of the circuit court of the county of Berrien at a place or places in said county other than the village of Berrien Springs:	
introduced by Mr. McKie February 24.....	504
referred to the committee on judiciary.....	504
reported tabled June 17.....	1886-7
534. A bill to provide for the semi-centennial celebration of the admission of the State of Michigan into the Union:	
introduced by Mr. McKie February 24.....	504
referred to the joint committee on centennial.....	504

\*This bill was printed by error as No. 522.

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535. A bill to amend sections 53, 54, 55 and 73 of act No. 9 of the public acts of 1882, being an act to provide for the assessment of property and the levy and collection of taxes thereon, approved March 14, 1882:	
introduced by Mr. O'Keefe February 24.....	504
referred to special committee on taxation.....	504
reported; tabled June 4.....	1629
536. A bill to amend section 23 of act No. 9 of the session laws of 1882, being an act to provide for the assessment of property and the levy and collection of taxes thereon, approved March 14, 1882:	
introduced by Mr. O'Keefe February 24.....	504
referred to the special committee on taxation.....	504
reported; tabled June 4.....	1029
537. A bill to provide for a revision of the practice in the courts of law and equity:	
introduced by Mr. Coomer February 24.....	504
referred to the committee on judiciary.....	504
reported; general order April 30.....	1227
file No. 376.	
reported; third reading May 14.....	1382-3
referred to committee on ways and means May 19.....	1406
reported without recommendation; general order May 22.....	1438-9
reported; third reading June 10.....	1726-7
lost June 16.....	1824-5
538. A bill to amend section 6 of act 259 of session laws of 1881, an act entitled "An act to regulate the sale of spirituous, malt, brewed, fermented and vinous liquors, to prohibit the sale of such liquors to minors, to intoxicated persons and to persons in the habit of getting intoxicated, to provide a remedy against persons selling liquor to husbands or children in certain cases and to repeal all acts or parts of acts inconsistent herewith:"	
introduced by Mr. Coomer February 24.....	504
referred to committee on liquor traffic.....	505
reported adverse; tabled June 5.....	1636
539. A bill to amend subdivision 9 of section 10, chapter 75, compiled laws of 1871, being compiler's section 2414 thereof relating to railroads, the same being subdivision 9 of section 9 compiler's section 3323, chapter 91, title 16, of Howell's annotated statutes:	
introduced by Mr. Coomer February 24.....	505
referred to the committee on railroads.....	505
540. A bill to vacate a part of the township of Springwells in the county of Wayne, and annex the same to the city of Detroit in said county:	
introduced by Mr. Coomer February 24.....	505
referred to the committee on municipal corporations.....	505
reported without recommendation; tabled May 28.....	1514
taken up; referred to committee on municipal corporations June 3....	1583
reported; tabled June 17.....	1978
541. A bill to annex the westerly portion or fraction of the township of Springwells to the township of Greenfield, in the county of Wayne:	
introduced by Mr. Coomer February 24.....	505
tabled.....	505
542. A bill to provide for and preserve the purity of the judiciary:	
introduced by Mr. O. N. Case February 24.....	505
referred to the committee on judiciary.....	505
reported; general order March 19.....	810
file No. 272.	
reported; third reading April 10.....	1041
passed April 14.....	1051-2
returned; tabled June 19.....	2005
543. A bill to amend section 57 of chapter 189 of the compiled laws of 1871, being section 7706 of Howell's annotated statutes, relative to the submitting of special questions to the jury on the trial of the issues of fact:	
introduced by Mr. O. N. Case February 24.....	505
referred to the committee on judiciary.....	505
reported; tabled June 17.....	1886-7
544. A bill to authorize and empower boards of supervisors, and in the county of Wayne the board of auditors, to grant the use of the public records	



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and files in their respective counties for making abstracts of land titles:	
introduced by Mr. O. N. Case, Feb. 21.....	505
referred to the committee on State affairs.....	505
reported; tabled June 17.....	1974
545. A bill to amend section 10 of an act entitled "An act authorizing the formation of partnership associations, in which the capital subscribed shall alone be responsible for the debts of the association except under certain circumstances," approved May 22, 1877, being section 2374, Howell's statutes:	
introduced by Mr. O. N. Case, February 24.....	505-6
referred to committee on private corporations.....	506
reported; general order May 23.....	1459-60
file No. 418.	
reported; third reading June 5.....	1652-3
passed June 9.....	1679
returned; tabled June 19.....	2001
546. A bill to amend section 505 of compiled laws of 1871, being section 513 of Howell's annotated statutes, relating to the powers and duties of the board of auditors of Wayne county:	
introduced by Mr. O. N. Case, Feb. 24.....	506
referred to the committee on judiciary.....	506
reported general order June 4.....	1622
file No. 428.	
547. A bill to provide for the protection of hotel-keepers:	
introduced by Mr. O. N. Case February 24.....	506
referred to the committee on State affairs.....	506
reported; general order March 2.....	550
file No. 159.	
reported; third reading March 27.....	899-900
passed April 1.....	952-3
returned; laid over June 4.....	1606
taken up; non-concurred June 5.....	1647-8
received; conference committee asked June 10.....	1709-10
Dodge and Snyder conference committee June 10.....	1710-1733
reported; concurred in senate amendments June 12.....	1777-8
referred to committee on E. and E. June 12.....	1778
reported enrolled June 15.....	1803
approved June 17.....	1843
548. A bill to amend act No. 259 of the session laws of 1881, entitled "An act to regulate the sale of spirituous malt, brewed, fermented or vinous liquors, to prohibit the sale of such liquors to minors, intoxicated persons, and to persons in the habit of getting intoxicated, to provide a remedy against persons selling to husbands or children in certain cases, and to repeal acts or parts of acts inconsistent therewith, by adding a new section thereto to stand as section 16 of said act:	
introduced by Mr. Bates February 24.....	506
referred to committee on liquor traffic.....	506
reported; general order March 4.....	618
file No. 174.	
reported; struck out title; tabled March 27.....	900-1-2
549. A bill to amend sections 1, 2, 4, 5, 9, 10, 11 of chapter 196, entitled public instruction and primary schools of Howell's annotated statutes, and to repeal section 7 of said chapter:	
introduced by Mr. Bates February 24.....	506
referred to the committee on education.....	506
reported adverse; tabled May 9.....	1326
550. A bill empowering overseers and commissioners of highways to purchase tools, implements and machinery for use upon highways:	
introduced by Mr. McCormick February 24.....	506
referred to the committee on roads and bridges.....	506
reported; amended; general order March 12.....	704
file No. 214.	
reported; indefinitely postponed May 22.....	1456
551. A bill to amend sections 2, 3, 8, and 32 of an act entitled "An act to incorporate the village of Vermontville," being act No. 217 of the session laws of	

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1871, as amended by act No. 329 of the session laws of 1881, approved March 22, 1881:	
introduced by Mr. Beekman February 24.....	508-7
referred to committee on municipal corporations.....	507
reported; suspended; passed; immediate effect March 12.....	698-9
returned; referred to E. and E. March 16.....	760
reported enrolled March 17.....	783
approved March 18, 1885.....	798-9-800
552. A bill to provide for the compilation of uniform text-books for the common schools of the State and for the publication and distribution of the same:	
introduced by Mr. Gibbs February 24.....	507
referred to the committee on education.....	507
reported adverse; general order March 14;.....	742-3
file No. 247.	
reported amended; third reading May 22.....	1453
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553. A bill to repeal section 4 of act number 145 of session laws of 1881, and to substitute a new section therefor:	
introduced by Mr. Oviatt February 24.....	507
referred to committee on labor interests.....	507
reported; referred to committee on judiciary June 17.....	1091
reported; tabled June 17.....	1897
554. A bill making it a felony to manufacture or have in possession any dynamite or giant powder or other dangerous explosive material for unlawful purposes:	
introduced by Mr. Oviatt February 24.....	507
referred to committee on State affairs.....	507
reported; substitute; general order March 10.....	672
file No. 195.	
reported; amended; third reading March 30.....	923
passed April 1.....	963-4
returned; referred to E. and E. May 27.....	1499-1506
reported enrolled May 28.....	1514
approved May 29.....	1536
555. A bill to impose a tax on the business of selling spirituous and intoxicating, malt, brewed, and fermented liquors in the State of Michigan, to be shipped from without the State, and to repeal act number 226, laws of 1875, the same being compiler's section 1277 Howell's annotated statutes of 1882:	
introduced by Mr. Eldred February 24.....	507
referred to the committee on liquor traffic.....	507
reported; general order April 10.....	1017
file No. 326.	
reported; amended; third reading May 9.....	1324-5
passed; take effect July 1, 1885, May 12.....	1341-2-3
returned; amended; concurred; referred to E. and E. June 17.....	1898-9
reported enrolled June 18.....	1995
approved June 19.....	1998
556. A bill to amend act 123 session laws of 1867, the same being compiler's section 3926, Howell's annotated statutes, relative to railroad companies:	
introduced by Mr. Eldred February 24.....	507
referred to committee on railroads.....	507
ordered printed for use of committee March 12.	
file No. 224.	
reported adverse; tabled May 13.....	1355
557. A bill to provide for the acquisition of the right of way by railroads in certain cases:	
introduced by Mr. Eldred February 24.....	507
referred to the committee on railroads.....	507
ordered printed for use of committee March 12.....	703
file No. 225.	
reported adverse; tabled May 13.....	1354-5

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558. A bill to define the rights of directors and stockholders of railroads operated by other companies:	
Introduced by Mr. Eldred February 24.....	507-8
referred to the committee on railroads.....	508
ordered printed for use of committee March 12.....	703
file No. 229.	
reported adverse; tabled May 13.....	1355
559. A bill to amend compiler's section No. 3378 of Howell's annotated statutes of Michigan, being section 16, of article 4, of act 198, session laws of 1873, and to repeal compiler's section 3481, Howell's annotated statutes, being section 24 of act 244, session laws of 1881, relative to railroads and union railroad stations:	
Introduced by Mr. Sutton February 24.....	508
referred to the committee on railroads.....	508
ordered printed for use of committee March 12.....	703
file No. 226.	
560. A bill to amend compiler's sections 3377 and 3379 of Howell's general statutes of the State of Michigan, being sections 15 and 17, of article 4 of act No. 198, of the session laws of 1838, as amended, and to repeal compiler's section 5480 of Howell's general statutes of this State, being section 23 of act No. 244 of the session laws of 1881, relative to railroads and union stations:	
Introduced by Mr. Sutton February 24.....	508
referred to the committee on railroads.....	508
ordered printed for use of committee March 12.....	703
file No. 227.	
561. A bill authorizing and empowering the township board of the township of Albion, or the city council of the city of Albion, to transfer any cemetery property or funds held by them for cemetery purposes, to a corporate board already fully organized under the laws of 1881 providing for the election of such boards, also granting certain powers to such boards and prescribing their duties:	
Introduced by Mr. Snyder, Feb. 24.....	508
referred to the committee on municipal corporations.....	508
reported; general order April 16.....	1089-90
file No. 347.	
reported amended; third reading May 8.....	1317-18
passed; title amended; immediate effect May 12.....	1338-9
returned; referred to E. and E. May 27.....	1512
reported enrolled May 29.....	1534-5
approved May 29.....	1537
562. A bill to amend section 3 of act 124 of the session laws of 1869, entitled an act to revise and consolidate the several acts relating to the protection of game, and for the better preservation of elk, deer, birds, and wild fowl, approved April 3, 1869, as amended by act No. 135 of the session laws of 1871, approved April 15, 1871, as further amended by act No. 184 of the session laws of 1881, being compiler's section 2200 of Howell's general statutes of the State of Michigan:	
Introduced by Mr. Bentley February 24.....	508
referred to the committee on State affairs.....	508
reported; general order March 2.....	580
file No. 160.	
reported; tabled March 27.....	900
563. A bill to prohibit the spearing or gigging of fish in the county of St. Joseph:	
Introduced by Mr. Bentley, Feb. 24.....	508-9
referred to the committee on fisheries.....	509
564.* A bill to amend act No. 302 of the session laws of 1875, entitled "An act to amend an act entitled an act to amend an act entitled an act to revise the charter of the city of Holland, being amendatory of an act entitled an act to incorporate the city of Holland, approved March 25, 1867, approved March 23, 1871, which became a law April 2, 1873," approved April 1, 1875, as amended by act No. 268 of the session laws of 1877, approved March 22, 1877, by adding a new title thereto to stand as title 26:	

\* This bill was by error printed No. 264.

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introduced by Mr. Diekema, Feb. 24.....	509
referred to committee on municipal corporations.....	509
reported; general order March 12.....	697-8
file No. 215.	
reported; amended; third reading April 11.....	1040-1
passed; immediate effect April 14.....	1048
returned; referred to E. and E. April 23.....	1150
reported enrolled April 27.....	1182
approved April 29.....	1222
565. A bill to legalize the proceedings had in laying out a certain ditch, or drain, in the township of Norvell in the county of Jackson, and the township of Manchester in the county of Washtenaw, and to legalize the tax thereon:	
introduced by Mr. Harper February 24.....	509
referred to the committee on drainage.....	509
reported adverse; tabled April 1.....	945-6
566. A bill to incorporate the public schools of the township of Ossineke, in the county of Alpena:	
introduced by Mr. J. A. Case February 24.....	509
referred to the committee on education.....	509
reported; substitute; suspended; passed; immediate effect June 10....	1695
title of substitute:	
A bill to abolish fractional school district No. 1, of the city and township of Marquette, and to form the territory of the city of Marquette into a single school district.	
returned; referred to E. and E. June 12.....	1780
reported enrolled June 13.....	1786
approved June 17.....	1842
567. A bill to amend section 6 of act No. 259 of session laws of 1881, being section 2245 of Howell's annotated statutes, entitled, "An act to regulate the sale of spirituous, malt, brewed, fermented, and vinous liquors to minors, to intoxicated persons, and to persons in the habit of getting intoxicated; to provide a remedy against persons selling liquor to husbands or children in certain cases, and to repeal all acts or parts of acts in conflict herewith, and all acts amendatory thereto:"	
introduced by Mr. Bardwell, February 24.....	509
referred to the committee on liquor traffic.....	616-17
reported; general order March 4.....	899-900
file No. 173.	
reported amended; third reading March 27.....	954
recommitted to general order April 1.....	1120-1
reported; sit again April 21.....	1123
reported amended; third reading April 21.....	1133
recommitted to general order April 22.....	1273-5
reported; third reading May 5.....	1291-2
tabled May 6.....	1292-4
taken up; lost; reconsidered; general order May 6..	1413-14
reported; amended; third reading May 19.....	1421-2
lost May 20.....	
568. A bill for the better protection of human health and life from diseased animals:	
introduced by Mr. Bardwell February 24.....	509
referred to the committee on public health.....	509
reported; general order March 6.....	646
file No. 185.	
discharged; referred to committee on judiciary April 21.....	1120
reported; general order April 30.....	1237-8
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concurred; third reading May 26.....	1482-3
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569. A bill to amend section 6559 of chapter 205 of the compiled laws of 1871, being compiler's section of Howell's compilation of laws of Michigan, No. 8147, relative to service of process on railroad companies:	
introduced by Mr. Kirkpatrick February 24.....	509-10
referred to committee on railroads.....	510

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file No. 228.	
reported amended; general order May 13.....	1354
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concurred; third reading May 26.....	1482-3
passed May 27.....	1506
returned; referred to E. and E. June 16.....	1806
reported enrolled June 17.....	1840
approved June 17.....	1993
570. A bill to provide for the appointment of a State agent for discharged convicts, to define his powers and duties, and to fix his compensation:	
introduced by Mr. Kelly February 24.....	510
referred to committee on State affairs.....	510
reported; tabled June 17.....	1893
571. A bill making an appropriation for the purchase of certain lands adjoining lands now owned by the Michigan State prison at Jackson, and for the sale of certain lands owned by the State of Michigan:	
introduced by Mr. Kelly February 24.....	510
referred to committee on ways and means.....	510
reported adverse; tabled March 14.....	740-1
taken up; referred to committee on ways and means April 14.....	1054
reported amended; general order April 23.....	1140-1
file No. 361.	
reported; referred to committee on State prison and ways and means jointly May 19.....	1414-15
reported substitute; general order May 22.....	1438
ordered reprinted May 22.....	1438
file No. 413.	
reported; third reading June 5.....	1649-50
passed June 9.....	1675
referred E. and E. June 19.....	1897-8
reported enrolled June 18.....	1995
approved June 19.....	1998
572. A bill to amend section 1 of an act entitled "An act to regulate the size of dry or packing barrels for fruits, roots and vegetables," being act No. 31 of the session laws of 1869, approved March 8, 1869, as subsequently amended, being section 1573 of the general statutes of the State of Michigan, in force, compiled and annotated by Andrew Howell:	
introduced by Mr. Kelly February 24.....	510
referred to committee on horticulture.....	510
reported amended; general order March 15.....	631
file No. 180.	
reported; struck out title; tabled April 23.....	1143
573. A bill requiring certain of the regular terms of the circuit court for the county of Shiawassee to be hereafter held within the city of Owosso:	
introduced by Mr. Cossitt February 24.....	510
referred to the committee on judiciary.....	510
reported; tabled June 17.....	1886-7
574. A bill to amend an act to incorporate the city of Owosso, approved February 15, 1859, and acts amendatory thereto, and to repeal sections 29, 140 and 107 of said act:	
introduced by Mr. Cossitt February 24.....	510
referred to committee on municipal corporations.....	510
reported; general order March 26.....	864
file No. 284.	
discharged; recommitted to municipal corporations May 22.....	1452
reported amended; suspended; passed; immediate effect June 3.....	1573-4-5
returned amended; laid over June 9.....	1671-2
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576. A bill to amend section 1 of act 123 of the session laws of 1875, establishing a homœopathic medical college at Ann Arbor:	
introduced by Mr. Gleason February 24.....	511
referred to committee on university.....	511
577. A bill to amend section 2 of act No. 268 of the session laws of 1879, approved May 31, 1879, entitled "An act to provide for the taxation of the business of manufacturing and selling of spirituous, and intoxicating malt, brewed, or fermented liquors," as amended by act number 156 of the session laws of 1881, approved May 19, 1881:	
introduced by Mr. Shorts February 24.....	511
referred to committee on liquor traffic.....	511
reported; tabled June 5.....	1636
*578. A bill to amend the charter of the village of Dundee:	
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reported enrolled March 17.....	783
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579. A bill to amend section 1, being compiler's section 1231, chapter 23 of Howell's annotated statutes of 1883, relative to the tax upon the business of selling of spirituous and fermented liquors:	
introduced by Mr. Barry February 24.....	511
referred to committee on liquor traffic.....	511
reported adverse; tabled June 5.....	1036
580. A bill to create a board of public works for the city of East Saginaw, Michigan, and to define its powers and duties, and to repeal all laws in conflict therewith:	
introduced by Mr. Barry, February 24.....	511
referred to committee on municipal corporations.....	511
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581. A bill to regulate and license roller skating rinks:	
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582. A bill to amend the laws relative to the marriage ceremony:	
introduced by Mr. Barry, Feb. 24.....	511-12
referred to the committee on judiciary.....	512
reported by majority; amended; general order April 30.....	1228
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reported; struck out; title tabled May 19.....	1414-15
583. A bill to revise the charter of the city of East Saginaw, being amendatory of an act entitled "An act to incorporate the city of East Saginaw," approved February 14, 1869, as amended by the several acts amendatory thereof:	
introduced by Mr. Barry February 24.....	512

\* A bill to amend section 2 of act No. 265 of the session laws of 1871, approved April 13, 1871, as amended by act No. 302 of the session laws of 1882, approved May 18, 1883, relative to the charter of the village of Dundee.

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584. A bill to amend section 1, act 369, of session laws of 1875, entitled "An act to organize the union school district of the village of South Lyon," relative to the boundaries thereof:	
introduced by Mr. Malcolm February 24.....	512
referred to committee on education.....	512
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reported; third reading April 15.....	1068-9
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returned; given immediate effect; referred to E. and E. May 28.....	1518
reported enrolled June 2.....	1571
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585. A bill to authorize the board of control of State swamp lands to make an appropriation to lay out, open, and construct a drain or water course in the townships of Verona and Colfax, in the county of Huron, in this State:	
introduced by Mr. Lincoln February 24.....	512
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taken up; referred to committee on public lands March 19.....	831
reported; general order March 27.....	889
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reported amended; third reading April 27.....	1185
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discharged; passed May 8.....	1320-22
[Speaker ruled the bill passed on majority vote; ruling appealed from, chair sustained.]	
returned; tabled June 19.....	2001-2
586. A bill to authorize the board of control of State swamp lands to make an appropriation to lay out, open and construct a drain or water course in the townships of Paris and Bingham, in the county of Huron in this State:	
introduced by Mr. Lincoln February 24.....	512
tabled.....	512
taken up; referred to committee on public lands March 19.....	831
reported without recommendation; tabled June 10.....	1723
587. A bill to prescribe the duties of registers of deeds of the several counties in this State in certain cases:	
introduced by Mr. Lincoln February 24.....	512
tabled.....	512
588. A bill to re-incorporate the village of Birmingham, Oakland county, Mich.:	
introduced by Mr. Holman February 24.....	512
referred to committee on municipal corporations.....	512
reported substitute; general order April 16.....	1089
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reported; third reading May 5.....	1270-1
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returned amended; laid over May 27.....	1512
concurred; referred to E. and E. May 29.....	1532
reported enrolled June 2.....	1571
approved June 3.....	1575
589. A bill to amend section 7 of chapter 169 of the compiled laws of 1871, relative to marriage and solemnization thereof, and to restore and amend sections 10, 11, and 12 of said chapter, as repealed by act No. 194 of the session laws of 1871:	
introduced by Mr. Wright February 24.....	513
referred to the committee on municipal corporations.....	513
reported; general order May 6.....	1278-9
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reported; struck out; title tabled June 9.....	1689-92

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590. A bill to provide for the appointment and compensation, and to prescribe the duties of a stenographer for the 22d judicial circuit:	
introduced by Mr. Dunbar February 24.....	513
tabled .....	513
taken up; referred to committee on judiciary.....	653
reported without recommendation; general order March 27.....	891
file No. 293.	
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returned amended; concurred; referred to E. and E. March 25	857-8
reported enrolled April 1	973
approved April 2	978
666. A bill to incorporate the public schools of the township of Bangor, Bay county:	
introduced by Mr. Wright February 25	528
referred to committee on education	528
reported; suspended; passed March 25	849
given immediate effect March 25	861
returned amended; concurred; referred to E. and E. March 28	907-8
reported enrolled April 9	998
approved April 8	998
667. A bill to amend section 4 of chapter 11, relative to the general duties of commissioner and overseer, of title 9 relative to highways, bridges, private roads and ferries, being compiler's section No. 1415 of Howell's annotated statutes:	
introduced by Mr. Wright February 25	528
referred to committee on roads and bridges	528
reported without recommendation; general order May 13	1357-8
file No. 403.	
reported; third reading June 3	1583-4
recommitted; general order June 4	1609
reported; indefinitely postponed June 10	1689, 1723
668. A bill to amend certain sections of an act entitled "An act to organize Union school district of Bay City," approved March 20, 1967:	
introduced by Mr. Wright February 25	529
referred to committee on municipal corporations	529
reported without recommendation; general order May 6	1280
file No. 393.	
reported amended; third reading June 5	1652-3
recommitted; general order June 9	1683
reported amended; third reading June 10	1736-7
passed June 12	1782-3
returned; referred to E. and E. June 13	1790
senate request return of June 15	1794
returned to the senate June 15	1794
received amended; concurred; immediate effect and E. and E. June 16	1816-17
reported enrolled June 16	1833
approved June 19	1998
669. A bill for the relief of Francis Marsac:	
introduced by Mr. Wright February 25	529
referred to the committee on ways and means	529
reported; suspended; passed; immediate effect April 24	1165
returned; referred to E. and E. June 8	1659
reported enrolled June 10	1693
approved June 10	1705
670. A bill to amend sections 8, 10, 17, 34, 50, 52, 58, 62, 68, 78, 92, 94, and 103 of an act entitled, "An act to revise an act to incorporate the city of Bay City," as amended and revised by the several acts amendatory and revisionary thereof, and to add a new section thereto to stand as section 101 of said act:	
introduced by Mr. Wright February 25	529
referred to the committee on municipal corporations	529
reported; amended; general order February 27	563
file No. 146.	
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amended; passed; title amended; immediate effect March 17.....	778-9
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Senate insist March 30.....	924
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approved April 8.....	987
671. A bill to amend section 1 of act No. 317, of session laws of 1893, entitled, "An act to organize the public library of West Bay City:"	
introduced by Mr. Wright February 25.....	529
referred to committee on municipal corporations.....	529
reported; general order March 27.....	886
suspended; passed; immediate effect March 27.....	886-7
returned; referred to E. and E. April 15.....	1060-1
reported enrolled April 16.....	1071
approved April 17.....	1098-9
672. A bill to regulate the laws of labor:	
introduced by Mr. Potter February 25.....	529 ✓
referred to committee on labor interests.....	529
673. A bill to authorize and empower the board of control of State swamp lands to make an appropriation of State swamp lands to drain and re- claim certain swamp and overflowed lands in the townships of Shiawassee, Bennington, and Owosso, in the county of Shiawassee:	
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referred to the committee on public lands.....	529
reported without recommendation; tabled June 10.....	1722
674. A bill to amend section 10 of act No. 9 of the session laws of 1882, and to repeal all acts or parts of acts conflicting herewith, relative to taxation:	
introduced by Mr. Oviatt February 25.....	529
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675. A bill to create and establish a board of estimates in and for the city of Detroit, and to abolish the board of councilmen of said city, and to con- fer additional powers and duties upon the board of aldermen of said city:	
introduced by Mr. McClelend, Feb. 25.....	529
referred to the committee on municipal corporations.....	529
reported substitute; general order May 27.....	1497
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676. A bill making an appropriation for an engine and boiler house and sundry internal improvements in the State prison at Jackson, Mich., also an appropriation for the purpose of manufacturing in said institution on State account:	
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taken up; referred to committee on State prison April 15.....	1055
reported; referred to committee on ways and means April 16.....	1083-4
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reported; third reading May 19.....	1413-14
passed; immediate effect May 22.....	1447-8
returned; amended; concurred; referred to E. and E. June 16.....	1819-20
reported enrolled June 16.....	1838
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677. A bill to provide township treasurers with uniform blank tax receipts, and to regulate the use of the same:	
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678. A bill to prevent the sale and use of unwholesome milk and milk products:	
introduced by Mr. Bardwell February 25.....	530

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679. A bill to amend act No. 26, laws of 1873, being section 2245 of Howell's annotated statutes, entitled, "An act to prevent and punish offenses for the adulteration of milk and the products made therefrom, and to repeal an act entitled, 'An act to prevent the adulteration of milk, and to prevent the traffic in impure and unwholesome milk,' approved March 31, 1871," by adding a section thereto to stand as section 2:	
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680. A bill to amend section 1 of article five, and subdivision 12 of section 2 of article 6 of an act entitled "An act to incorporate the village of Olio, in Genesee county," being act No. 259 session laws of 1873, approved April 18, 1873:	
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681. A bill to amend section 7 and 10 of an act entitled "An act to provide for the appointment of commissioners for the general supervision of charitable, penal, pauper, and reformatory institutions, and defining their duties and powers," approved April 17, 1871, as amended by act No. 64, session laws of 1873, and act No. 82, session laws of 1879, being sections 9888 and 9891, Howell's annotated statutes:	
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683. A bill to amend section 34 of an act entitled, "An act relative to the organization and powers of fire and marine insurance companies transacting business within the State," approved April 3, 1869, as amended by act No. 92 of the session laws of 1871, being section No. 4301 of Howell's annotated statutes:	
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685. A bill to amend compiler's section No. 527 of the compiled laws of 1871, and being compiler's section 533 of Howell's annotated statutes, relative to probate judges:	
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687. A bill to prevent the obtaining of credit on the purchase of goods, wares, and merchandise under false tokens or pretenses:	
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688. A bill to amend section 1288 of Howell's annotated statutes relative to the tax upon the business of selling spirituous and fermented liquors:	
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689. A bill making an appropriation of State swamp lands to aid the county of Gratiot to remove bars and obstructions in Maple river, and to authorize a tax to complete the same, and to repeal act No. 50 of the session laws of 1881, entitled "An act to authorize the board of control of State swamp lands to make an appropriation of swamp lands to remove bars and obstructions in Maple river, in the counties of Clinton and Gratiot," approved March 26, 1881:	
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694. A bill to authorize and empower the board of control of State swamp lands for the construction of the Alpena and Wolf Creek State Road:	
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698. A bill to amend section 39 of chapter 245 of the compiled laws of 1871, being section 9161 of Howell's annotated statutes of 1882, as amended by act number 164 of session laws of 1869 and act number 218 of 1879 and to add three new sections to said chapter 318 of Howell's annotated statutes of 1882 to stand as sections 55, 56, and 57: Introduced by Mr. Post February 25.....	533
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699. A bill to amend section 1 of act No. 263 of the session laws of 1879, as amended by act No. 156 of the session laws of 1881, being section 1281 of Howell's annotated statutes of 1882, relative to the tax upon the business of selling spirituous and fermented liquors: Introduced by Mr. Post, Feb. 25.....	533
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700. A bill to amend sections 1, 3, 4, 5, and 9 of act No. 259 of the session laws of 1881, being sections 2270, 2272, 2273, 2274, and 2278, and to add three new sections thereto to stand as sections 17, 18, and 19, relative to the sale of spirituous and intoxicating liquors to minors, drunken persons, and habitual drunkards: Introduced by Mr. Post, Feb. 25.....	533
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714. A bill to amend sections 2 and 7 of act No. 156 of the session laws of 1873, being sections 4423 and 4428 of chapter 145 of Howell's annotated statutes of Michigan, relating to State, county, municipal, historical, biographical, and geological societies:	
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718. A bill to provide quarters for the military departments of the State, and other boards:	
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The numbers omitted were never received by the House for the reason they did not pass the Senate.

File numbers are also given on printed bills.

1. A bill to amend section 4897 of the compiled laws of 1871, being section 6393 of Howell's statutes, relative to salaries of justices of the supreme court:	
received June 4.....	1604
file No. 20.	
referred to the committee on judiciary.....	1604
reported; general order June 10.....	1719
reported; third reading June 12.....	1784-5
lost June 16.....	1832-3
2. A bill to repeal act 122 of the session laws of 1862, entitled "An act to amend sections 1 and 3 of act No. 76 of the session laws of 1867, being an act entitled 'An act to provide for the appointment of a commissioner to be known as the Swamp Land State Road Commissioner, approved March 21, 1867,' also act 182 of the session laws of 1875, entitled "An act to amend sections 1 and 17 of an act to create a board of State swamp land commissioners, and to repeal act 76 of the session laws of 1867, being sections 4003 to 4019, both inclusive, of the compiled laws of 1871," and the several acts amendatory thereof, and to transfer the duties of said office to the commissioner of the State land office:	
received March 19.....	813
referred to the committee on State affairs.....	813
reported; general order April 9; suspended; passed; to take effect July 1, 1885.....	996-7
3. A bill for the formation of corporations for the promotion of art:	
received Jan. 29, 1885.....	216
file No. 5.	
referred to the committee on private corporations.....	216
reported; general order June 12.....	1760
4. A bill to regulate gas works in the State of Michigan:	
received April 30.....	1233
file No. 6.	
referred to the committee on State affairs.....	1233
reported; tabled June 17.....	1893

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5. A bill to confer power and authority upon the common council of the village of Houghton to purchase and acquire property, and to erect all proper and necessary structures in connection therewith, without as well as within the corporate limits of said village, and to hold and maintain the same for the sole purpose of supplying said village and the inhabitants thereof with water:	
received Jan. 17.....	120
referred to committee on municipal corporations.....	120
reported; suspended; passed; immediate effect Jan. 22.....	162-3
6. A bill to amend section 6 of act No. 558 of public acts of 1879, being section 8382 of Howell's annotated statutes relative to the enforcement of liens of mechanics and others:	
received January 29.....	216
file No. 3.....	
referred to the committee on judiciary.....	216
reported; general order April 29.....	1215
reported; third reading May 11.....	1333-4
passed May 12.....	1344-5
7. A bill to amend section 4 of act 191 of the session laws of 1877 as amended by act 216 of the session laws of 1881, being section 2368 of Howell's Annotated statutes of Michigan of the year 1882:	
received Feb. 18.....	388
file No. 38.....	
referred to the committee on private corporations.....	388
discharged; referred to judiciary Feb. 26.....	553
reported; general order March 6.....	648
reported third reading March 10.....	681-2
passed; title amended March 11, 1885.....	683
title as amended:	
A bill to amend section 4 of act 191 of the session laws of 1877, as amended by act 216 of the session laws of 1881, being section 2368 of Howell's annotated statutes relative to limited partnerships:	
Senate requested to return March 12.....	696
received; immediate effect March 12.....	710
8. A bill to establish uniform time in the State of Michigan:	
received January 29.....	215
referred to committee on State affairs.....	216
reported; general order Feb. 11.....	281
reported; third reading Feb. 13.....	328
passed Feb. 14.....	337-8
9. Not received.	
10. A bill to provide for the representation of different political parties on boards of election:	
received January 30, 1885.....	235
file No. 10.....	
referred to committee on elections.....	235
reported; general order May 15.....	1387-8
reported May 23.....	1465-6
concurred; third reading May 26.....	1482-3
tabled May 27.....	1508
11. A bill to incorporate the village of Manistique:	
received; suspended; passed; immediate effect March 12.....	711-12
file No. 19.....	
12. Not received.	
13. A bill to reincorporate the village of Armada, in the county of Macomb:	
received February 23.....	458
file No. 52.....	
referred to the committee on municipal corporations.....	458
reported; general order March 4.....	612
suspended; passed; immediate effect March 4.....	612-13
14. A bill to amend section 1 of act No. 105, of the session laws of 1869, entitled "An act for the encouragement of agriculture, manufactures, and the mechanic arts," being section 2298 of Howell's Annotated Statutes:	
received January 29.....	216
file No. 2.....	

	PAGE.
referred to the committee on manufactures.....	216
reported; general order April 10.....	1075-6
discharged; recommitted to committee on manufactures April 16.....	1083
reported without recommendation; general order April 17.....	1096
reported; third reading April 28.....	1218
enacting words struck out; body tabled May 1.....	1257-8
<b>15. A bill to amend sections 1 and 3 of chapter 5 of an act entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State," being act No. 243, public acts of 1881, approved June 8, 1881:</b>	
received February 13.....	331
file No. 17.	
referred to committee on roads and bridges.....	331
reported; general order February 17.....	360
reported; third reading February 17.....	372-3
tabled February 19.....	430
taken up; passed; reconsidered; tabled, March 16.....	760-1
taken up; general order March 16.....	762
reported; amended; third reading March 25.....	856-7
lost; re-considered; tabled March 26.....	875-6
taken up; amended; passed April 21.....	1119-20
<b>16. Not received.</b>	
<b>17. A bill to amend section 1 of act No. 77 of the session laws of 1869, entitled "An act in relation to life insurance companies transacting business within this State," approved March 30, 1869, being compiler's section 2936 of the compiled laws of 1871, and section 1 of chapter 131 of Howell's annotated statutes of Michigan, and to add to said act one new section to stand as section 30:</b>	
received January 21, 1885.....	149
file No. 1.	
referred to the committee on insurance.....	149
reported; general order January 22.....	171
reported; third reading January 22.....	175
passed; immediate effect January 23.....	180-1
<b>18. Not received.</b>	
<b>19. A bill to authorize the county of Saginaw to borrow the sum of \$100,000, and to issue its bonds therefor for the purpose of paying certain bonds heretofore issued by said county, under authority of act No. 4 of the session laws of 1865:</b>	
received January 16.....	103
suspended; passed; immediate effect January 16.....	103-4
<b>20. Not received.</b>	
<b>21. Not received.</b>	
<b>22. A bill to amend sections 1442, 1443, 1445, and 1446 of Howell's annotated statutes, being sections 1, 2, 4, and 5, of act No. 244 of the session laws of 1879, entitled "An act for the recovery of damages sustained by reason of defective public highways, streets, bridges, cross-walks, and culverts," so as to make said act cover damages sustained by reason of defective side-walks:</b>	
received June 3.....	1581
file No. 191.	
referred to the committee on roads and bridges.....	1581
reported; general order June 9.....	1688
reported; third reading June 10.....	1726-7
passed; amended; June 16.....	1830-1
<b>23. A bill to amend sections 3, 4, and 5, of chapter 1, of an act entitled, "An act to provide a charter for the city of Detroit and to repeal all acts and parts of acts in conflict therewith," being act No. 326 of the session laws of 1883, approved June 7, 1883, and to add three new sections to said chapter, to be known as sections 6, 7, and 8:</b>	
received May 13.....	1360
file No. 176.	
referred to committee on municipal corporations.....	1360
majority reported; special order for Wednesday, May 20, at 2 P. M..	

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May 15.....	1389
minority report ordered printed in journal May 15.....	1389-90
reported; amended; suspended; passed; immediate effect May 20.....	1423-4-5
24. Not received.	
25. Not received.	
26. A bill to repeal sections 328 and 329 of Howell's annotated statutes, being sections 206 and 207 of the compiled laws of 1871, and all amendments thereto, being a bill to abolish the office of commissioner of immigration:	
received March 13.....	726
file No. 41.	
referred to the committee on immigration.....	726
discharged; tabled May 13.....	727
27. Not received.	
28. A bill to amend sections 70 and 71 of chapter 19 of Howell's annotated statutes, being compiler's sections 744 and 745, being sections 706 and 707 of the compiled laws of 1871, relative to township boards:	
received February 10.....	408
file No. 21.	
referred to the committee on judiciary.....	408
reported general order February 27.....	558
reported; third reading March 10.....	681-2
passed March 11.....	690-1
senate requested to return March 12.....	712
returned; reconsidered; general order March 14.....	750
reported; struck out; title tabled March 25.....	855-7
29. A bill for the protection of labor debts against exemptions:	
received January 20.....	216
file No. 4.	
referred to the committee on judiciary.....	216
reported; general order February 27.....	559
reported; third reading March 10.....	681-2
passed March 11; title amended.....	691
30. Not received.	
31. Not received.	
32. A bill to establish an advisory board in matter of pardons:	
received June 8.....	1659
file No. 241.	
referred to the committee on judiciary.....	1659
reported; general order June 11.....	1756
reported; third reading June 12.....	1785
lost; reconsidered; tabled June 16.....	1833-4
passed; immediate effect June 17.....	1841-3
33. Not received.	
34. Not received.	
35. Not received.	
36. A bill for the relief of purchasers and settlers on swamp lands, and to repeal act No. 166, session laws of 1855, and act No. 173, session laws of 1867, the same being sections 5386 and 5387 of Howell's annotated statutes:	
received March 12.....	709
file No. 36.	
referred to the committee on public lands.....	709
reported; general order March 17.....	763
reported; third reading April 11.....	1041
passed; immediate effect April 14.....	1052-3
37. A bill to prevent the spread of contagious disease among cattle:	
received April 30.....	1236
file No. 15.	
referred to the committee on agriculture.....	1236
reported; general order May 12.....	1337
reported May 23.....	1465-6
concurred; third reading May 26.....	1482-3
tabled May 27.....	1507
38. A bill to prevent the spread of glanders and farcy:	
received May 8.....	1315

file No. 220.	
referred to committee on public health.....	1315
reported amended; general order June 2.....	1570
reported; struck out; title tabled June 10.....	1689, 1721-2
39. A bill making an appropriation for the pioneer society of the State of Michigan, for the years 1885 and 1886:	
received February 14.....	330-1
file No. 12.	
referred to the committee on ways and means.....	331
reported; general order February 18.....	377
reported; third reading February 28.....	578-7
re-committed to committee on ways and means March 3.....	596
reported; lost; reconsidered; tabled March 4.....	616-17
taken up; passed March 19.....	809
40. Not received.	
41. Not received.	
42. Not received.	
43. Not received.	
44. A bill to amend section 7606 of Howell's annotated statutes, being compiler's section 6026 of the compiled laws of 1871 relative to the trial of issues of fact:	
received February 18.....	388
file No. 22.	
referred to the committee on judiciary.....	389
reported; general order February 27.....	558
reported; third reading March 10.....	681-2
passed March 11.....	690
45. A bill amending section 9199 of Howell's annotated statutes, relative to breaking locks and chains attached to boats:	
received March 11.....	685-6
file No. 23.	
referred to committee on State affairs.....	686
reported; general order March 20.....	826
reported amended; third reading March 30.....	921-2
passed April 1.....	961
46. Not received.	
47 A bill to amend section 1414 of Howell's annotated statutes, being section 3, chapter 11, of act No. 243, session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State:"	
received February 13.....	331
file No. 18.	
referred to the committee on roads and bridges.....	331
reported; general order February 17.....	360
reported; third reading February 17.....	372-3
tabled February 19.....	430
48. A bill to authorize "The Oakland County Agricultural Society" to issue bonds and to mortgage its real and personal estate to secure the same:	
received January 21.....	156
referred to the committee on agriculture.....	156
reported; passed, and ordered to take immediate effect January 23...	170-1
49. Not received.	
50. A bill to authorize the board of health of the township of Vassar, Tuscola county, State of Michigan, to remove and re-inter all the dead bodies and remains buried in the cemetery located on the west half of the northeast quarter section 12, township No. 11 north, of range 7 east, in the village of Vassar, Tuscola county, to the Riverside cemetery, located on the south half of the northwest quarter of section 13, township No. 11 north, of range 7 east:	
received February 27, 1885.....	566-7
file No. 26.	
suspended; passed; immediate effect February 27, 1885.....	567
51. Not received.	
52. Not received.	

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53. A bill prohibiting judges of courts of record or justices sitting in cases where they are related to any attorney, counselor, or solicitor in the case:	
received March 11.....	685-6
file No. 35.	
referred to the committee on judiciary.....	686
reported; general order March 26.....	864-5
reported; special order April 9, 2 P. M., March 31.....	936-7
discharged; general order April —.....	1006
ordered reprinted.	
reported; struck out; title tabled April 9.....	1006-8
54. A bill to attach the county of Isle Royal to the county of Houghton for judicial purposes:	
received February 18.....	388
file No. 25.	
referred to the committee on judiciary.....	388
reported; general order February 27.....	558-9
reported; third reading March 10.....	681-2
passed; immediate effect March 11, 1885.....	691-2
55. A bill to prohibit the use of the words "Warranty Deed," or similar words, on any deeds except warranty deeds:	
received May 23.....	1462
file No. 199.	
referred to the committee on judiciary.....	1462
reported; general order June 4.....	1623
reported; third reading June 5.....	1651-3
passed June 9.....	1681
56. Not received.	
57. Not received.	
58. A bill to provide for the punishment of murderous assaults with dangerous or deadly weapons:	
received June 3.....	1577
file No. 206.	
referred to the committee on judiciary.....	1577
reported; general order June 10.....	1718
discharged; third reading June 16.....	1737-8
59. A bill to provide for the review of motions for new trials by the supreme court:	
received February 18.....	389
file No. 39.	
referred to the committee on judiciary.....	389
Senate request the return of February 19.....	409
reported; returned to the Senate February 19.....	409
60. A bill to amend compiler's section 5727, compiled laws of 1871, being section 6 of chapter 257 of Howell's annotated statutes of Michigan, so as to specify the times for the issue and return of original writs in personal actions, and provide for common return days for said writs:	
received February 18.....	389
file No. 40.	
referred to the committee on judiciary.....	389
reported; general order February 27.....	558
reported; third reading March 10.....	681-2
passed March 11.....	692
61. Not received.	
62. Not received.	
63. Not received.	
64. Not received.	
65. Not received.	
66. A bill to amend section 5076 of the compiled laws of 1871, being section 6630 of Howell's statutes, relative to the service of subpoenas in courts of chancery:	
received April 16.....	1079
file No. 130.	
referred to committee on judiciary.....	1079
reported; general order April 21.....	1113

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reported; third reading May 5.....	1273-5
passed May 6.....	1298-9
67. Not received.	
68. A bill to amend section 19, of chapter 3, of act No. 164, session laws of 1881, being section 5071 of Howell's annotated statutes entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," approved May 21, 1881, relative to tuition of non-resident pupils:	
received March 2.....	582
file No. 31.	
referred to committee on education.....	582
reported adverse; tabled March 27.....	887
taken up; suspended; lost June 2.....	1560-1
69. A bill to amend section 4 of act No 347 of the session laws of 1873, entitled "An act to incorporate the board of education of the city of Hastings," approved April 2, 1873:	
received February 23.....	458
file No. 29.	
referred to committee on education.....	458
reported; general order February 27.....	504
reported; third reading March 10.....	762-4
passed; immediate effect March 17.....	776
70. A bill to amend section 1 of chapter 10 of act 164 of the public acts of 1881, approved May 21, 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," as amended by act No. 28, session laws of 1883, approved April 18, 1883, being compiler's section 5132 of Howell's annotated statutes:	
received February 23.....	458
file No. 28.	
referred to the committee on education.....	458
reported; general order February 27.....	564-5
reported; third reading March 10.....	681-2
passed; immediate effect March 11, 1885.....	689
71. Not received.	
72. A bill to repeal act No. 193 of the public acts of 1883, being continuous sections 8749a, 8749b, 8749c, 8749d, 8749e, 8749f, 8749g, 8749h, 8749i, 8749j, 8749k, 8749l, of Howell's annotated statutes of this state, being an act to prevent debtors from giving preference to creditors, and to secure the equal distribution of the property of debtors among their creditors, and for the release of debts against debtors:	
received April 8 and referred to committee on judiciary.....	988
file No. 119.	
reported; general order April 10.....	1017
reported; third reading April 17.....	1106-7
passed; immediate effect April 21.....	1117
73. A bill to amend section 14, chapter 2, act No. 164, session laws of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being section 5046 of Howell's Statutes of Michigan:	
received March 2.....	582
file No. 30.	
referred to the committee on education.....	582
reported; general order March 4.....	618-19
reported; third reading March 13.....	735-6
passed March 14.....	753
74. A bill to amend sections 16 and 18 of chapter 266 of the compiled laws of 1871, being sections 9649 and 9651 of Howell's annotated statutes, relative to county jails:	
received June 10.....	1708
file No. 33.	
referred to the committee on State affairs.....	1708
reported; general order June 13.....	1787



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reported; third reading June 15.....	1797-8
passed; immediate effect June 17.....	1975
75. A bill to amend section 17 of chapter 175 of an act entitled "An act to define the limits, jurisdiction, and powers of circuit courts," of the compiled laws of 1871, being compiler's section 6474 of Howell's annotated statutes, relative to the sum to be paid by parties demanding a jury:	
received March 6.....	651
file No. 57.	
referred to committee on judiciary.....	651
reported amended; general order April 17.....	1092-3
reported; struck out; title tabled April 29.....	1218-19
76. Not received.	
77. Not received.	
78. A bill making appropriation for the current expenses of the State normal school for the years 1885 and 1886:	
received April 15.	
file No. 160.	
referred to committee on State normal school April 15.....	1061
reported adverse; tabled April 22.....	1125
79. Not received.	
80. Not received.	
81. A bill to re-incorporate the village of Imlay City, in the county of Lapeer, and to repeal act No. 233, session laws of 1873, as amended by act No. 323, session laws of 1875, incorporating said village:	
received February 23.....	457-8
file No. 51.	
referred to committee on municipal corporations.....	458
reported; suspended; passed; immediate effect March 4.....	614-15
82. A bill to regulate the practice of pharmacy in the State of Michigan:	
received May 8.....	1315
file No. 93.	
referred to committee on public health.....	1315
reported; general order May 12.....	1349
reported amended; third reading May 19.....	1414
tabled May 22.....	1448
taken up; passed May 28.....	1523-4
83. Not received.	
84. A bill to amend section 8, and to repeal sections 13, 14, 15 and 16 of act No. 215 of the session laws of 1873, entitled 'An act to incorporate the village of Howard City,' approved March 14, 1873, and to add one new section thereto, to stand as section 39: "	
received April 16.....	1073
file No. 170.	
referred to the committee on municipal corporations.....	1078
reported; general order April 29.....	1212
suspended; passed; immediate effect April 29.....	1212
85. A bill to prohibit justices of the peace from sentencing or committing any person to the State house of correction and reformatory at Ionia: "	
received January 29.....	227-8
referred to the committee on State house of correction.....	227-8
reported; general order on motion, January 30.....	230
reported; amended; third reading January 30.....	248
suspended; passed; ordered to take effect February 10, January 30.....	248-9
title amended.....	250
86. Not received.	
87. Not received.	
88. A bill relative to suits for libel:	
received June 10.....	1707
file No. 249.	
referred to the committee on judiciary.....	1708
reported, third reading June 16.....	1835-6
passed June 17.....	1991-2
89. A bill to amend section 44 of chapter 46 of the compiled laws of 1871, as amended by act No. 11 of the session laws of 1883, being compiler's sec-	

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tion 1735, and being also section 1676 of Howell's annotated statutes relative to public health:	
received March 14.....	748
file No. 49.	
referred to the committee on public health.....	748
reported adverse; tabled April 11.....	1089
90. Not received.	
91. Not received.	
92. Not received.	
93. A bill to amend sections 2 and 3 (as amended by act number 22 of the session laws of 1883), and 5, of act number 127, of the session laws of 1879, entitled "An act to provide for the inspection of illuminating oils manufactured from petroleum or coal oils, and to repeal act No. 181 of the session laws of 1875, approved May 1, 1875, and act No. 196, session laws of 1877, approved May 22, 1877," being sections 1538, 1539, and 1841 of Howell's annotated statutes of Michigan:	
received April 17.....	1099-1100
file No. 66.	
referred to the committee on State affairs.....	1100
reported adverse; general order May 26.....	1488-9
reported; sit again June 4.....	1632-3
reported; third reading June 5.....	1648-50
tabled June 9.....	1678
taken up; lost; reconsidered; tabled June 12.....	1768-9
94. A bill to amend sections 2 and 3, act 192, general laws of 1867, entitled "An act to provide for the incorporation of associations, conventions, conferences, or religious bodies, for literary, religious, or other benevolent purposes," approved March 27, 1867, being section 5 of act 4 of the public laws of 1875 amendatory thereof, being sections 4723, 4724, and 4726 of Howell's annotated statutes:	
received March 4.....	622
file No. 37.	
referred to the committee on religious and benevolent associations....	622
reported; general order March 10.....	673
reported; third reading March 16.....	762-4
passed March 17.....	775-6
95. A bill to amend section 3, act No. 97, general laws of 1861, entitled "An act to provide for the incorporation of associations for the publication of periodicals, newspapers, books, tracts, documents, and other publications," approved March 7, 1861, as amended by act No. 317 of the general laws of 1865, being section 3180 of the compiled laws of 1871, being section 4198 of Howell's annotated statutes:	
received February 27.....	566
file No. 45.	
referred to committee on private corporations February 27.....	567
reported; general order March 12.....	707
reported; third reading March 17.....	782-3
passed; immediate effect March 19.....	817-18
96. A bill to amend section 2, act No. 43, general laws of 1867, entitled "An act to provide for the formation of corporations for establishing health institutions," approved March 13, 1867, being section 3026 of the compiled laws of 1871, being section 4801 of Howell's annotated statutes:	
received February 27.....	566
file No. 44.	
referred to the committee on private corporations.....	567
reported; general order March 12.....	707
reported; third reading March 17.....	782-3
passed; immediate effect March 19.....	818
97. Not received.	
98. Not received.	
99. Not received.	
100. Not received.	
101. Not received.	
102. Not received.	
103. A bill to amend section 18 of chapter 266, of the compiled laws of 1871,	

	PAGE.
being section 9051 of Howell's Statutes, relative to the inspection of county jails and the regulation thereof:	
received April 16.....	1076-7
file No. 173.	
referred to the committee on State affairs.....	1077
reported; general order May 1.....	1247-8
reported; amended; third reading May 13.....	1365-6
passed May 14.....	1379
Senate non-concurred; laid over May 29.....	1541
House recede June 2.....	1550-1
104. Not received.	
105. A bill to authorize the specific performance by guardians of insane and incompetent persons, of contracts made by their wards for the conveyance of real estate:	
received May 13.....	1359-60
file No. 190.	
referred to the committee on judiciary.....	1360
reported; general order May 26.....	1487
reported; third reading June 4.....	1632-3
passed June 5.....	1641
106. Not received.	
107. A bill making an appropriation for furnishing and providing apparatus for the Northern Asylum for the Insane, at Traverse City, Michigan:	
received April 25.....	1178
file No. 139.	
referred to committee on Northern asylum for insane.....	1179
reported; referred to committee on ways and means April 27.....	1181-2
reported.....	1203
special order for April 29 at 2 P. M., April 23.....	1203
reported; amended; third reading April 29.....	1217-18
passed; immediate effect April 30.....	1240
108. Not received.	
109. A bill to require the use of bells on either a team or sleigh during the winter season for the safety of foot travelers:	
received February 12.....	290
referred to committee on State affairs February 12.....	290
reported; general order March 2.....	579
reported; third reading March 10.....	681-2
passed March 11.....	688-9
110. A bill to amend act number 28, session laws of 1877, approved March 9, 1877, entitled "An act to provide for the appointment of an assistant prosecuting attorney for the county of Wayne," by adding a new section thereto to stand as section 7:	
received April 30.....	1233-4
referred to committee on judiciary.....	1234
reported; general order May 5.....	1264
reported; third reading May 15.....	1395-6
passed; immediate effect May 19.....	1410
111. A bill to amend section 14 of act relating to burying grounds, approved February 12, 1855, being section 4741 of Howell's annotated statutes:	
received May 9.....	1323
file No. 186.	
referred to committee on State affairs.....	1323
reported; general order May 14.....	1368
reported; third reading May 22.....	1453-4
passed; immediate effect May 26.....	1476-7
112. A bill to amend compiler's section 7503, being section 73, chapter 262, Howell's statutes, relative to the taking of depositions to be used in judicial proceedings in this State:	
received; referred to committee on judiciary April 10.....	1019
file No. 142.	
reported; general order April 21.....	1113
reported; third reading May 5.....	1273-5
passed May 6.....	1295-6
113. Not received.	

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114. A bill requiring all State institutions to submit their estimates of current expenses to the State board of corrections and charities:	
received May 9 .....	1539
file No. 158.	
referred to committee on ways and means .....	1539
reported without recommendation; tabled June 3 .....	1585
taken up; general order June 3 .....	1586
reported; third reading June 5 .....	1651-3
lost June 9 .....	1683
115. Not received.	
116. Not received.	
117. Not received.	
118. A bill to incorporate the village of Boyne City:	
received March 2 .....	582
file No. 53.	
referred to the committee on municipal corporations .....	582
reported amended; suspended; passed March 25 .....	846-7
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119. Not received.	
120. Not received.	
121. A bill to prohibit the levying of highway and drain taxes on the islands in Saginaw Bay:	
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referred to committee on judiciary .....	1418
reported; general order May 26 .....	1486-7
reported; third reading June 4 .....	1632-3
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123. A bill to amend section 2, chapter 165, compiled laws of 1871, being section 6109, of Howell's annotated statutes, relative to adjournment of sales of real estate on execution:	
received May 20 .....	1418
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referred to committee on judiciary .....	1418
reported; general order May 26 .....	1486
reported; third reading June 4 .....	1632-3
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124. A bill to revise the laws providing for the incorporation of all manufacturing companies, except such as are contemplated by act number 42 of the session laws of 1867 (which provides for the incorporation of persons or corporations engaged in the manufacture of salt), and mercantile companies, or any union of the two, and to fix the duties and liabilities of such corporations:	
received June 10 .....	1712
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referred to committee on private corporations .....	1712
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reported; third reading June 15 .....	1797-8
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125. A bill to amend sections 21, 22, 23, 24, 29, 30, 33, 35, 43, 49, 59, and 60, of an act entitled, "An act to revise and amend the charter of the city of Battle Creek," approved April 3, 1879, and to repeal section 34 of said act:	
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128. A bill to establish a recorder's court for the city of Kalamazoo and to define the jurisdiction of the same:	
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129. Not received.	
130. A bill to confirm the sale of certain swamp lands to Martha M. Ingalls, and patent number 25810 issued to her upon such sale:	
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received April 30.....	1236-7
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referred to committee on judiciary.....	1237
reported; general order May 5.....	1265
reported; third reading May 15.....	1395-6
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132. A bill to provide for the deposit of the public moneys by the treasurer of Washtenaw county with banking corporations on interest, and to authorize the investment of certain moneys now in the hands of the treasurer of said county:	
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134. Not received.	
135. Not received.	
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158. Not received.	
159. Not received.	
160. Not received.	
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165. Not received.	
166. Not received.	
167. Not received.	
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177. Not received.	
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179. Not received.	
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181. Not received.	
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183. Not received.	
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187. Not received.	
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189. Not received.	
190. Not received.	
191. Not received.	
192. Not received.	
193. A bill to amend section 45 of chapter 147, compiled laws of 1871, relative to estates in real property, being section 5561 of Howell's statutes:	
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195. Not received.	
196. A bill to amend sections 6947 and 6948 of Howell's annotated statutes, being compiler's sections 5382 and 5383 of compiled laws of 1871, relative to assignment of judgments in justices' courts:	
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197. A bill to amend section 2, of act number 103 session laws of 1871, as amended, being compiler's section 4207 of Howell's annotated statutes relating to the insurance bureau:	
received June 4.....	1605
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200. Not received.	
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204. Not received.	
205. Not received.	

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207. Not received.	
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210. Not received.	
211. A bill to establish and regulate a mining school in the upper peninsula:	
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reported amended; referred to ways and means April 22.....	1137
reported amended; general order April 29.....	1307
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reported; third reading May 19.....	1412
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222. Not received.	
223. A bill to establish and maintain a free public library in the city of Jackson:	
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reported; third reading April 17.....	1106-7
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224. Not received.	
225. Not received.	
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228. Not received.	
229. Not received.	
230. Not received.	
231. Not received.	
232. A bill to provide for the sale of certain State tax lands:	
received June 10.....	1707
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referred to committee on State affairs.....	1706
reported; general order June 13.....	1787
reported; third reading June 15.....	1797-8
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233. Not received.	
234. A bill to amend section 2 of an act entitled "An act to authorize the formation of county and town agricultural societies," approved February 12, 1855, and amended by act 228, laws of 1881, being section 2169 compiled laws of 1871, the same being section 2304 of Howell's statutes:	
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referred to the committee on agriculture.....	811
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235. Not received.	
236. Not received.	
237. Not received.	
238. Not received.	
239. Not received.	
240. Not received.	
241. A bill to amend sections 4, 7, 51, 52, 75, and 116 of act number 193 of the session laws of 1861, entitled "An act to incorporate the city of Pontiac," approved March 15, 1861, as amended by the several acts amendatory thereof, and to add fifteen new sections to said act, to stand as sections 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, and 203:	
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reported; amended; suspended; passed; immediate effect May 28.....	1515-16
Senate requested to return June 2.....	1546
reconsidered; amended; passed; immediate effect June 2.....	1558-9
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received April 11.....	1033

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file No. 149.	
referred to the committee on municipal corporations April 10.....	1033
reported; general order May 13.....	1355-6
reported; third reading June 5.....	1649-50
passed June 9.....	1677
243. Not received.	
244. Not received.	
245. Not received.	
246. Not received.	
247. A bill to amend section 17 of act No. 164 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being section 5049 of Howell's annotated statutes, relative to qualified voters at district meetings:	
received March 19.....	811-12
file No. 94.	
referred to the committee on education.....	812
reported; general order March 27..	887-8
reported; tabled March 31.....	941-2
taken up; referred to the committee on judiciary April 2.....	984
reported; tabled June 17.....	1887-8
248. Not received.	
249. A bill to regulate the counting of votes at elections:	
received June 16.....	1813
file No. 225.	
referred to the committee on elections.....	1813
250. A bill to regulate the holding of caucuses:	
received June 10.....	1708
file No. 224.	
referred to committee on elections.....	1708
reported without recommendation; tabled June 11.....	1728
251. Not received.	
252. Not received.	
253. Not received.	
254. A bill to amend sections 20, 22, 23, 24, 25, 26, 27, 28, 29, and 40 of act 211 of the session laws of 1861, entitled "An act to incorporate the village of Lowell," approved March 15, 1861, and the acts amendatory thereto:	
received May 27.....	1500
suspended; passed; immediate effect May 27.....	1500-1
255. Not received.	
256. A bill to incorporate the public schools of Albion:	
received March 10.....	674
file No. 73.	
suspended; passed; immediate effect March 10.....	674-5
257. Not received.	
258. A bill to amend sections 3, 6, and 33 of chapter 5, sections 1, 2, 3, 4, 5, and 6, and to repeal sections 7 and 8 of chapter 10. to amend sections 1, 3, 7, and 19 of chapter 22, sections 1, 4, and 14 of chapter 23, and section 2 of chapter 25, of act number 358, session laws of 1875, entitled "An act to revise and amend the charter of the city of Jackson," approved April 24, 1875, as amended by the several acts amendatory thereof:	
received May 13.....	1361-2
file No. 229.	
referred to the committee on municipal corporations.....	1362
reported; suspended; passed; immediate effect May 22.....	1437-8
259. Not received.	
260. Not received.	
261. Not received.	
262. A bill to promote morality and to prevent crime:	
received June 9.....	1673
file No. 242.	
referred to committee on religious and benevolent societies June 9....	1674
reported; general order June 12.....	1759
reported; third reading June 12.....	1785
passed June 17.....	1871-2

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263. A bill making appropriations for the current expenses and for buildings, etc., for the Michigan school for the blind, for the years 1885 and 1886:	
received April 25 .....	1178
file No. 185.	
referred to committee on Michigan school for the blind .....	1178
reported; referred to ways and means April 29 .....	1207-8
reported; general order May 5 .....	1266
reported; third reading May 19 .....	1412
passed; immediate effect May 20 .....	1418-19
264. A bill to provide for the registration of electors:	
received June 9 .....	1673
file No. 159.	
referred to the committee on elections .....	1674
265. Not received.	
266. Not received.	
267. A bill to incorporate the village of Attica, Lapeer county:	
received March 30 .....	917
file No. 124.	
referred to the committee on municipal corporations .....	917
reported; suspended; amended; passed; immediate effect April 1 .....	946
268. Not received.	
269. A bill to re-incorporate the village of Au Sable, in Iosco county:	
received March 12 .....	709
file No. 67.	
referred to committee on municipal corporations March 12 .....	710
reported; suspended; passed; immediate effect April 17 .....	1092
270. A bill to incorporate the village of Oscoda:	
received April 28 .....	1202-3
file No. 212.	
referred to the committee on municipal corporations .....	1203
reported; suspended; passed; immediate effect April 29 .....	1215-16
271. Not received.	
272. Not received.	
273. A bill to incorporate the public schools of Oscoda:	
received June 3 .....	1577
file No. 230.	
referred to committee on education .....	1577
reported; general order June 10 .....	1694-5
reported; third reading June 12 .....	
passed; amended; immediate effect June 16 .....	1827-8
274. A bill to incorporate the village of Tawas City, in the township of Tawas, Iosco county, and State of Michigan:	
received May 23 .....	1464
file No. 107.	
referred to the committee on municipal corporations .....	1564
reported amended; general order May 29 .....	1534
reported; third reading June 3 .....	1583-4
suspended; passed; immediate effect June 3 .....	1588
275. Not received.	
276. A bill to amend section 1 of act No. 352 of the session laws of 1879, approved April 19, 1879, being "An act to incorporate the village of Vassar, in the county of Tuscola:"	
received April 17 .....	1099
file No. 83.	
referred to the committee on municipal corporations .....	1099
reported; general order April 22 .....	1125
discharged; suspended; passed; immediate effect April 30 .....	1230-1
277. A bill to amend section 7, act No. 44, session laws of 1859, being an act for the benefit of fractional school district No. 1, of Vassar, and No. 2, of Tuscola, approved February 3, 1859:	
received March 30 .....	917
file No. 97.	
referred to committee on education .....	918
reported; general order May 9 .....	1325-C
reported; third reading May 20 .....	1425-C

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	PAGE.
passed; immediate effect May 22.....	1451-2
278. Not received.	
279. Not received.	
280. A bill to provide for the appointment and compensation, and to pre- scribe the duties of a stenographer for the twenty-second judicial circuit: received March 26.....	867-8
referred to the committee on judiciary.....	868
reported; tabled June 17.....	1888
281. Not received.	
282. A bill to amend the charter of the city of Ann Arbor: received April 16.....	1077
file No. 188.	
suspended; passed; immediate effect April 16.....	1077-8
Senate requested to return April 16.....	1090
received; reconsidered; tabled April 17.....	1101
taken up; amended; passed; immediate effect April 24.....	1160
283. Not received.	
284. Not received.	
285. A bill to suspend the operation of section 4024 of the compiled laws of 1871, being compiler's section 5478 of Howell's annotated statutes, in cer- tain cases for a period of five years from the first day of January, A. D. 1886:	
received; referred to committee on judiciary April 27.....	1183
reported; general order April 30.....	1227
reported; third reading May 13.....	1365-6
passed: immediate effect May 14.....	1378-9
Senate requested to return May 23.....	1459
received May 28.....	1518
title amended May 28.....	1518
286. Not received.	
287. A bill to amend Sec. 45 of chapter 150, being section 4247 of the compiled laws of 1871, as amended by act number 16 of the session laws of 1877, being section 5705 of the general statutes of the State of Michigan, com- piled and annotated by Andrew Howell, entitled "An act relative to ali- enation by deed, and the proof and recording of conveyances and the canceling of mortgages:"	
received June 4.....	1605
file No. 203.	
referred to committee on judiciary.....	1605
reported; general order June 11.....	1755
reported; third reading June 12.....	1785
passed June 17.....	1872
288. Not received.	
289. Not received.	
290. Not received.	
291. Not received.	
292. Not received.	
293. A bill to punish frauds upon hotel, tavern and inn keepers: received April 30.....	1236
file No. 153.	
referred to committee on judiciary.....	1236
reported; tabled June 17.....	1888
294. Not received.	
295. Not received.	
296. A bill making an appropriation of State swamp lands to aid the county of Jackson in straightening and opening a channel or outlet for Portage Lake, and to authorize a tax to complete the same, and to repeal act No. 132 of the session laws of 1881, entitled "An act to authorize and empower the board of control of State swamp lands to make an appropriation of swamp lands to drain certain overflowed lands in Jackson county," ap- proved May 10, 1881:	
received May 23.....	1463
file No. 103.	
referred to committee on public lands.....	1463
reported; general order May 27.....	1490



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reported amended; third reading June 3.....	1633-4
re-committed to public lands with instructions June 4 .....	1609
reported amended; passed two-thirds majority vote; immediate effect June 11 .....	1729-30
297. Not received.	
298. A bill making appropriation for the expenses of the State offices and State government for the years 1885 and 1886, and to provide a tax for the payment of the same:	
received; suspended; amended; passed June 17.....	1899-91
senate refuse to concur June 17.....	1899-190
house insist June 17.....	1900
senate ask for conference committee June 17 .....	1969-70
reported; house refuses to recede June 17.....	1976-7
returned amended June 17.....	1990-91
299. Not received.	
300. A bill to amend section 1, act number 177, session laws of 1881, entitled "An act relative to the delivery of grain by railway companies," approved May 31, 1881:	
received June 16.....	1836
file No. 90.	
suspended; third reading June 16.....	1836
301. Not received.	
302. A bill to provide for the filing of any contract or lease, or a true copy thereof, which contract or lease contains a provision that the vendee or lessee may become the owner of goods and chattels, but the vendor or lessor shall or may retain the title thereto or a lien thereon until the same shall be fully paid for:	
received May 14.....	1373
file No. 202.	
referred to committee on judiciary.....	1373
reported; tabled June 17.....	1388
303. A bill to require the filing for record of notices of suits at law affecting the title to real estate:	
received May 14.....	1373
file No. 204.	
referred to committee on judiciary.....	1373
reported; tabled June 17.....	1888
304. Not received.	
305. Not received.	
306. Not received.	
307. Not received.	
308. A bill to provide for the publication of useful information derived from experiments made in the different departments at the agricultural col- lege:	
received March 31.....	931
file No. 156.	
referred to the committee on Agricultural college.....	932
reported; amended; referred to committee on ways and means April 15	1069
reported; referred to the committee on agriculture April 21.....	1113
reported; general order April 23 .....	1141
reported; third reading April 29.....	1217-18
passed May 1.....	1255-6
given immediate effect May 6.....	1286-7
309. Not received.	
310. A bill to amend sections 10 and 12, chapter 268, compiled laws of 1871, being compiler's sections 8135 and 8137, as amended by act 84, public acts of 1877, relative to reform school, being sections 9817 and 9819 of Howell's annotated statutes of 1882, and to add a new section thereto to stand as section 15:	
received; referred to committee on reform school May 28.....	1521
file No. 166.	
reported; amended; general order June 4 .....	1602
reported; third reading June 5.....	1651-3
passed; immediate effect June 9.....	1681-2
311. Not received.	

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312. A bill to amend section 102, chapter 188, compiled laws of 1871, being compiler's section 5969, relative to the competency of witnesses and examination of parties in certain cases:	
received June 3.....	1577
file No. 205.	
referred to the committee on judiciary.....	1577
reported; general order June 11.....	1755
reported; third reading June 12.....	1785
passed June 17.....	1872-3
313. A bill to change the name of Maurice Benham to Henry Maurice Buswell:	
received and referred to committee on State affairs April 15.....	1061
file No. 157.	
reported; general order April 17.....	1094-5
reported; third reading April 20.....	1218
passed May 1.....	1256-7
given immediate effect May 6.....	1287
314. Not received.	
315. A bill to provide boilers and steam heating for the asylum for insane criminals:	
received; suspended; passed; immediate effect June 5.....	1053-6
316. A bill to amend section 2, act No. 27, session laws of 1882, approved March 16, 1882, entitled "An act to provide for the incorporation of the Grand Council of the Royal Templars of Temperance, and any select council of the order, in the State of Michigan:"	
received; referred to committee on private corporations April 10.....	1019
file No. 135.	
reported; amended; general order April 17.....	1096
reported; third reading April 28.....	1204-5
passed May 1.....	1253
317. A bill to provide for assigning errors on the charge of any circuit court given to the jury in any civil or criminal suit, action or proceeding:	
received April 16.....	1079
file No. 169.	
referred to the committee on judiciary.....	1079
reported; general order April 17.....	1093
reported; struck out; recommitted to general order April 29.....	1218
reported; third reading May 11.....	1333-4
passed May 12, 1885.....	1345
318. A bill to provide for the introduction and use of automatic or other safety car couplers upon the railroads:	
received May 14.....	1359-60
file No. 211.	
referred to the committee on railroads.....	1360
reported; general order May 21.....	1427
reported, amended; third reading May 25.....	1468-9
passed May 26.....	1480-1
Senate requested to return May 28.....	1526
received; reconsidered; substitute; passed May 29.....	1538-9
319. Not received.	
320. A bill to amend section 10 of act No. 164 of the public acts of 1877, approved May 21, 1877, being an act entitled "An act to authorize cities, incorporated villages and townships to establish and maintain free public libraries and reading rooms," being section 5184 of Howell's annotated statutes:	
received March 10.....	811
file No. 98.	
referred to committee on education.....	811
reported; general order March 27.....	885-6
reported; third reading March 31.....	941-2
passed April 1.....	971-2
321. Not received.	
322. Not received.	
323. Not received.	
324. Not received.	
325. Not received.	
326. A bill supplementary to an act entitled "An act to revise the laws provid-	

	PAGE.
ing for the incorporation of railroad companies, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," approved May 1, 1873:	
received March 19.....	811
file No. 92.	
referred to the committee on railroads.....	811
reported; general order April 11.....	1029
reported; third reading April 22.....	114-5
passed April 23.....	1145
327. Not received.	
328. A bill to incorporate the village of Frankfort:	
received April 30.....	1235
referred to the committee on municipal corporations.....	1235
reported; suspended; passed; immediate effect May 13.....	1355
329. Not received.	
330. Not received.	
331. Not received.	
332. A bill to regulate freight traffic, to provide for a uniform classification of freights and maximum freight rates, and to prevent unjust discrimination in charges of toll or compensation for the transportation of freights upon the railroads in this State:	
received May 8.....	1311-12
file No. 226.	
referred to committee on railroads.....	1312
reported; general order May 13.....	1355
discharged; re-committed to R. R. May 22.....	1454
Senate request the return of June 10.....	1725
committee discharged and returned to Senate June 10.....	1757
333. A bill to compel foreign corporations and joint stock companies organized for the purpose of smelting, refining or reducing iron, lead, copper or other ores and minerals, doing business in the State of Michigan, to make annual reports to the Auditor General:	
received June 10.....	1707-8
file No. 231.	
referred to committee on private corporations.....	1708
reported; general order June 12.....	1760
reported; third reading June 12.....	1793
passed June 17.....	1873-4
334. Senate bill making an appropriation of State swamp land to aid the counties of Shiawassee and Clinton to remove bars and other obstructions to the free flow of water in the Lookingglass river, and to repeal act No. 239 of the session laws of 1881, entitled "An act to authorize the board of control of State swamp lands to make an appropriation of swamp land to aid in the removal of bars and other obstructions to the free flow of water in the Lookingglass river, in the counties of Clinton and Shiawassee, approved June 8, 1881:	
received April 22.....	1137-8
file No. 196.	
referred to committee on public lands.....	1128
reported; general order April 23.....	1142-3
reported; third reading May 5.....	1273-5
passed by two-thirds majority vote; immediate effect May 6.....	1286
335. Not received.	
336. Not received.	
337. A bill to authorize the board of State auditors to allow and audit all just claims for services rendered by companies for aid in extinguishing fires in State property:	
received March 30.....	917
file No. 102.	
referred to ways and means.....	917
reported; general order April 1.....	945
reported tabled.....	1041
338. Not received.	
339. Not received.	
340. Not received.	

341. Not received.	
342. A bill to authorize the city of Battle Creek to construct and maintain water-works and sewers, and to establish a board of public works:	
received June 16.....	1811-12
referred to committee on municipal corporations.....	1812
reported; suspended; passed; immediate effect June 16.....	1818-19
343. A bill for the apportionment of senators in the State Legislature:	
received June 11.....	1732
file No. 253.	
referred to committee on apportionment.....	1732
reported; general order June 11.....	1735
discharged; third reading June 11.....	1739
passed June 11.....	1742-51
344. Not received.	
345. A bill to amend section 5 of act No. 79 of the session laws of 1873, entitled "An act to provide for the appointment of a commissioner of railroads, and to define his powers, duties, and fix his compensation, and the acts amendatory thereof:"	
received June 3.....	1581
file No. 140.	
referred to committee on railroads.....	1581
reported; general order June 16.....	1805-6
discharged; third reading June 16.....	1838
346. Not received.	
347. Not received.	
348. Not received.	
349. Not received.	
350. Not received.	
351. Not received.	
352. Not received.	
353. A bill to amend section 4304, compiled laws of 1871, being section 5774 of Howell's annotated statutes, relative to determination of all estates at will or by sufferance:	
received May 14.....	1373
file No. 201.	
referred to committee on judiciary.....	1373
reported; general order May 26.....	1487
reported; third reading June 4.....	1632-3
passed June 5.....	1640-1
354. Not received.	
355. Not received.	
356. Not received.	
357. Not received.	
358. A bill to prohibit the taking or catching of fish in Gun lake, in the counties of Barry and Allegan, by means of spears, nets, fire-arms, artificial lights, or explosive substances:	
received April 13 and referred to committee on fisheries.....	1043
reported; general order April 15.....	1058
discharged; passed April 16.....	1079-80
Senate requested to return April 17.....	1102
received April 21.....	1114
re-returned to Senate April 21, without amendment.....	1114
359. A bill making an appropriation of \$15,000 as a working capital for the Northern Asylum for the Insane:	
received April 25.....	1178
file No. 162.	
referred to committee on Northern asylum for insane.....	1178
reported; referred to committee on ways and means April 27.....	1182
reported; general order April 28.....	1203-4
special order for April 29, 2 P. M., April 29.....	1204
reported amended; third reading April 29.....	1217-18
passed; immediate effect April 30.....	1241
360. Not received.	
361. Not received.	
362. A bill to amend section 4 of act No. 316 of the session laws of 1877, as	

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amended by act No. 323 of the session laws of 1879, being an act entitled, "An act to reorganize the union school district of the city of Flint," and to repeal act No. 309 of the session laws of 1867, act No. 375 of the session laws of 1871, and act No. 22 of the session laws of 1872:	
received March 30.....	917
file No. 96.....	
referred to the committee on education.....	918
reported; amended; general order April 16.....	1073
reported; third reading April 28.....	1204-5
passed; immediate effect May 1.....	1253-4
363. Not received.	
364. Not received.	
365. Not received.	
366. A bill to fix the liability of sureties on the bonds of public officers:	
received April 16.....	1078
file No. 182.....	
referred to committee on judiciary.....	1078
reported; general order May 5.....	1263
reported; third reading May 19.....	1413-14
lost; reconsidered; tabled May 22.....	1447
367. A bill to define and fix the boundary lines between school district No. 1 and school district No. 2 in the township of Portage in the county of Houghton:	
received April 16.....	1077
referred to the committee on education.....	1078
reported without recommendation; general order May 22.....	1440
reported; ordered printed; general order May 25.....	1469-70
reported; third reading June 5.....	1649-50
lost June 9.....	1675-6
reconsidered; tabled June 9.....	1689
taken up; lost June 17.....	1891-2
368. A bill to authorize the enlistment, organization, equipment and mustering into the State service of military companies at Menominee, Muskegon, Detroit, Jackson, Grand Rapids, and Houghton, in the State of Michigan, to be attached to the regiments of State troops:	
received June 10.....	1708
file No. 240.....	
referred to general order.....	1708
reported; third reading June 19.....	1784-5
passed; immediate effect June 16.....	1828-9
referred to in committee report June 3.....	1596
369. Not received.	
370. Not received.	
371. Not received.	
372. Not received.	
373. Not received.	
374. Not received.	
375. Not received.	
376. A bill to prevent deception in the manufacture and sale of dairy products, and to preserve the public health:	
received May 29.....	1539
file No. 223.....	
referred to committee on public health.....	1539, 1543
reported; general order June 4.....	1624
reported; amended; third reading June 9.....	1689-91
passed June 10.....	1715-16
377. Not received.	
378. Not received.	
379. A bill to authorize the Board of Water Commissioners of the city of East Saginaw to borrow money to lay water pipes:	
received March 25; suspended.....	
passed March 25.....	854-5
immediate effect.....	861
380. Not received.	
381. Not received.	

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382. A bill to amend chapter 106, compiled laws of 1871, being chapter 167 of Howell's Statutes relative to industrial schools, by adding two new sections thereto to stand as sections 7 and 8:	
received March 30.....	918
file No. 95.....	
referred to the committee on education.....	918
reported; general order April 17.....	1093-4
reported; third reading April 29.....	1218
passed May 1.....	1256
383. A bill to authorize and empower the board of supervisors of Jackson county, and the Jackson county agricultural society to sell the grounds in the city of Jackson, known as the fair grounds, and to purchase other grounds to be used as public grounds and grounds for holding agricultural and other fairs:	
received; referred to committee on agriculture April 10.....	1019
file No. 137.....	
reported; general order April 16.....	1075
reported; third reading May 11.....	1333-4
tabled May 12.....	1246
taken up; passed; immediate effect May 19.....	1411
384. Not received.	
385. A bill to provide for compensation of county clerks in certain cases:	
received June 10.....	215
file No. 228.....	
referred to the committee on towns and counties.....	1709
reported; amendments; tabled June 13.....	1787
taken up; placed on third reading June 16.....	1806
386. Not received.	
387. Not received.	
388. Not received.	
389. Not received.	
390. Not received.	
391. Not received.	
392. Not received.	
393. Not received.	
394. Not received.	
395. Not received.	
396. Not received.	
397. A bill to extend the time limited in act number 68 of the session laws of 1883, for laying out a State road in Grand Traverse county, to authorize the commissioner appointed by virtue of said act to lay out a branch State road in said county, and to authorize said commissioner to expend money or labor contributed in laying out and opening said road:	
received June 4.....	1620
referred to the committee on roads and bridges.....	1621
reported; general order June 12.....	1758
reported; third reading June 15.....	1797-8
passed; immediate effect June 17.....	1875-6
398. A bill to extend the time limited in act number 69 of the session laws of 1883, for laying out a State road in Leelanaw county, and to authorize the commissioner appointed under said act to expend money or labor contributed in laying out and opening said State road:	
received June 4.....	1620
referred to committee on roads and bridges.....	1621
reported; general order June 12.....	1758
discharged; third reading June 15.....	1797-8
passed; immediate effect June 17.....	1874-5
399. Not received.	
400. Not received.	
401. Not received.	
402. Not received.	
403. Not received.	
404. A bill for the rebuilding, repair and preservation of the bridges across the Au Sable river within the boundaries of the county of Oscoda, and providing for the election of a county bridge commissioner:	

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received March 14 .....	747
file No. 77.	
referred to the committee on roads and bridges .....	747
reported; general order March 25 .....	849-50
reported amended; third reading March 31 .....	936
passed April 1, 1885 .....	967
405. Not received.	
406. Not received.	
407. Not received.	
408. A bill to vacate a State road in or near the city of Escanaba:	
received March 14 .....	748
file No. 74.	
suspended; passed; immediate effect March 14 .....	748-9
409. Not received.	
410. Not received.	
411. Not received.	
412. A bill to provide for the preparation and publication of an index to the general laws passed at the sessions of the Legislature for the years 1882, 1883, 1885 and at stated periods thereafter:	
received May 5 .....	1269
file No. 207.	
referred to committee on judiciary .....	1269
reported; suspended; immediate effect May 6 .....	1279-80

## HISTORY OF ALL SENATE JOINT RESOLUTIONS RECEIVED BY THE HOUSE.

The numbers omitted were not received from the Senate because they did not pass the Senate.

File numbers given on printed bills.

1. Joint resolution to hasten the civilization of Indians:	
received January 23 .....	179
file No. 1.	
referred to the committee on State affairs January 23 .....	179
reported; general order Jan. 30 .....	231
reported; third reading February 10 .....	259-60
lost; reconsidered; tabled Feb. 11 .....	273
taken up; lost May 6 .....	1287
2. Not received.	
3. Not received.	
4. Not received.	
5. Joint resolution declaring the necessity of having one or more Soldiers' Homes established in this State for the protection of union soldiers and marines who have become disabled since their discharge from service, and to provide a joint committee to investigate and report as to the feasibility of the Dearborn arsenal property, etc.:	
received April 15 .....	
file No. 16.	
referred to the committee on military affairs April 15 .....	1061-2
reported amended; passed April 16 .....	1086-7
6. Joint resolution to provide for the exhibition of the horticultural and poma- logical productions of this State, at the exhibition of the American Pomological Society, to be held in Grand Rapids, Michigan, in Septem- ber, 1885:	
received January 30 .....	235
referred to the committee on horticulture .....	235
reported; general order February 12 .....	253
reported; third reading February 13 .....	327-8
passed; two-thirds majority, Feb. 14 .....	339
tabled; pending; immediate effect Feb. 16 .....	347
taken up; immediate effect Feb. 17 .....	

7. Not received.	
8. Not received.	
9. Not received.	
10. Joint resolution for the payment of expenses incurred in examination of charges incurred against Nelson Delong, mayor of the city of Muskegon:	
received June 5.....	1038
referred to the committee on judiciary.....	1038
reported; general order June 11.....	1755
reported, third reading June 12.....	1784-5
passed; immediate effect June 16.....	1829
11. Not received.	
12. Not received.	
13. Not received.	
14. Not received.	
15. Joint resolution extending the time for the completion of the Marquette, Houghton & Ontonagon railroad:	
received April 2, 1885.....	982
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16. Not received.	
17. Not received.	
18. Joint resolution to provide for alphabetically indexing the names of all soldiers from this State in the late war, found upon the records of the Adjutant General's office:	
received March 31.....	933
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reported; general order April 2.....	975
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reported amended; third reading May 5.....	1273-5
passed; immediate effect May 6.....	1299
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referred to the special committee on semi-centennial.....	982
reported; general order April 11.....	1030
reported; third reading April 21.....	1120-1
lost; re-considered; tabled April 22.....	1131
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20. Joint resolution proposing an amendment to section 10 of article 10 of the constitution of this State, relative to the board of auditors of Wayne county:	
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referred to the committee on judiciary.....	1100
reported; general order April 21.....	1113-14
reported; third reading May 5.....	1273-5
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21. Joint resolution proposing an amendment to section 23 of the schedule of the constitution of this State, relative to the Governor's appointments:	
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22. Joint resolution to authorize the board of State auditors to make investigation to ascertain the cost and expediency of lighting the State capitol building and grounds with electric light:	
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referred to committee on State capitol, and public buildings.....	686
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reported; third reading March 27.....	899-900
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23. Joint resolution authorizing and directing the Auditor General to place to the credit of the county of Manitou the sum of six hundred and ninety-one and eighty-eight hundredths dollars:	
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24. Joint resolution directing the Board of State Auditors to settle a claim of Muskegon county against the State of Michigan for shortage in the amount credited by the Auditor General to said county under section 10 of act 197 of the public acts of the session of 1883:	
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25. Joint resolution authorizing the Board of State Auditors to adjust the claims of Peter Des Pelder, growing out of the sale of certain State swamp lands:	
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27. Not received.	
28. Joint resolution to provide for placing a statue of Gen. Lewis Cass in the Representative Gallery of Illustrious Americans at the National Capitol:	
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29. Not received.	
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1. Joint resolution proposing an amendment to article 4 of the constitution of this State, relative to the liquor traffic:	
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2. Joint resolution requesting our Senators and Representatives in Congress to vote for the passage of a bill to prevent the importation of laborers:	
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3. Joint resolution proposing an amendment to section 11 of article 5 of the constitution of this State relative to reprieves, commutations and pardons:	
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4. Joint resolution asking Congress to make an appropriation to aid in the construction of a soldiers' home to be located in this State:	
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5. Joint resolution to so amend the constitution of this State as to enlarge the supreme court and change the tenure of office of the judiciary of the State of Michigan:	
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6. Joint resolution proposing an amendment to section 15, article 4, of the constitution of this State, relative to the compensation of members of the Legislature, and to prohibit the use of passes or free tickets on railroads:	
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8. Joint resolution to amend section 2, of article 6, of the constitution of the State of Michigan, relative to justices of the supreme court:	
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reported without recommendation; tabled May 14.....	1369
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reported; third reading June 3.....	1563-4
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11. Joint resolution requesting our Senators and Representatives in Congress to use their best endeavors to secure such legislation by Congress as will result in the establishment of a harbor of refuge at Ludington, and also secure an appropriation for that purpose in consonance with a report of the board of engineers detailed by the war department at Washington for that purpose:	
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12. Joint resolution proposing an amendment to article 11 of the constitution of this State, relative to townships, by adding thereto a new section to stand as section 3:	
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reported; third reading Feb. 12.....	304
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13. Joint resolution authorizing the Governor to issue a patent to William H. Gordon for the northeast quarter of the northeast quarter of section 16, town 4 north, of range 13 west, the same being primary school land:	
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14. Joint resolution relative to unearned land grants:	
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referred to the committee on Federal relations.....	218
reported; general order March 16.....	758-9
reported; third reading April 9.....	1008-9
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17. Joint resolution authorizing the governor to issue a patent of certain lands to David G. Brown:	
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20. Joint resolution directing the Commissioner of the State Land Office to cause to be issued to Wm. S. Charles a patent for w $\frac{1}{2}$ s w $\frac{1}{4}$ , section 23, town 2 south, range 14 west:	
introduced by Mr. Cross February 16.....	355
referred to the committee on public lands.....	355
reported; general order March 20.....	826-7
reported; third reading April 27.....	1185
file No. 19.	
passed, title amended, immediate effect April 28.....	1200-1
returned amended; concurred; referred to E. and E. June 3.....	1578-9
reported enrolled June 4.....	1624
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21. Joint resolution providing for the appraisment and sale of certain primary school lots heretofore withheld from sale, situated in the city of Lansing:	
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23. Joint resolution authorizing the board of State auditors to provide for lighting the State capitol building and grounds with electricity:	
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reported; general order June 10.....	1695-6
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24. Joint resolution proposing an amendment to the constitution of this State, relative to the employment of convicts, to stand as section 16 of article 18 of said constitution:	
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on motion of Mr. Barry the joint resolution was tabled.....	443
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25. Joint resolution authorizing the Governor of this State to sign and cause to be issued to whom it may concern, a release of all the right, title and interest of the State of Michigan in and to the w $\frac{1}{2}$ of the s e $\frac{1}{4}$ and the n e $\frac{1}{4}$ of s w $\frac{1}{4}$ of section 15, in township 14 north, of range 4 west, Michigan, and cause the same to be recorded in the office of the register of deeds for the county of Isabella, Michigan:	
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26. Joint resolution instructing the board of State auditors to audit and pay a certain claim of the Detroit house of correction:	
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37. Joint resolution proposing an amendment to section 15, article 4 of the constitution of this State, relative to the compensation of members of the Legislature:	
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